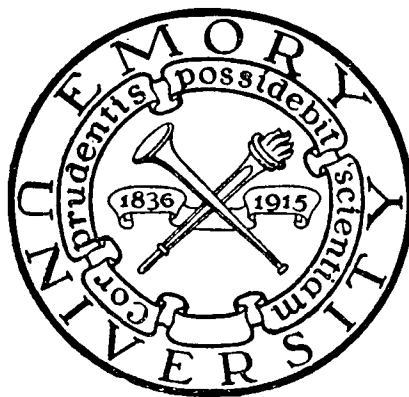




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JOURNAL  
OF THE  
HOUSE OF REPRESENTATIVES  
OF THE  
STATE OF GEORGIA,  
AT A  
BIENNIAL SESSION  
OF THE  
GENERAL ASSEMBLY





JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF GEORGIA.

---

MONDAY, NOVEMBER 3rd, 1851.

At a session of the General Assembly of the State of Georgia, begun and holden at the State House, in the city of Milledgeville, in the county of Baldwin, on the 3rd day of November, in the year of our Lord one thousand eight hundred and fifty-one, and of the sovereignty and independence of the United States, the seventy-sixth, upon motion of Mr. McDougald, Francis M. Scarlett, of the county of Glynn, was called to the Chair, for the purpose of organizing the House. The Clerk proceeded to call the roll, and the following named members elect, from the several counties hereafter mentioned, then produced their credentials, and having taken the oath prescribed by the Constitution of this State, and to support the Constitution of the United States, before the Honorable Edward Y. Hill, one of the Judges of the Superior Courts of this State, took their seats; to wit:



- From the county of Appling, Joseph Tillman.  
 From the county of Baker, Nelson Tift.  
 From the county of Baldwin, Marcus D. McComb.  
 From the county of Bibb, R. A. L. Atkinson and A. C. Morehouse.  
 From the county of Bryan, William H. Edwards.  
 From the county of Bulloch, William H. McLane.  
 From the county of Burke, Joseph A. Shewmake and William Nasworthy.  
 From the county of Butts, John L. Barnett.  
 From the county of Camden, N. J. Patterson, Jr.  
 From the county of Campbell, L. B. Watts.  
 From the county of Carroll, Henry F. Merrill.  
 From the county of Cass, William T. Wofford and W. H. Felton.  
 From the county of Chatham, F. S. Bartow and O. S. Henry.  
 From the county of Chattooga, Robert Cameron.  
 From the county of Cherokee, L. J. Allred and S. C. Dyer.  
 From the county of Clarke, Y. L. G. Harris and R. Richardson.  
 From the county of Clinch, James W. Staten.  
 From the county of Cobb, Garrett Gray and Reuben Latimer.  
 From the county of Coweta, R. M. Hackney, and E. E. Smith.  
 From the county of Crawford, Nathan Fowler.  
 From the county of Columbia, E. S. Harrison and P. O. Ramsey.  
 From the county of Dade, John G. Jaccoway.  
 From the county of Decatur, B. F. Powell.  
 From the county of DeKalb, J. N. Bellinger and J. M. Born.  
 From the county of Dooley, Wiley Cobb.  
 From the county of Early, Burwell Roberts.  
 From the county of Elbert, B. Thornton and H. R. Deadyler.  
 From the county of Effingham, John G. Morel.  
 From the county of Emanuel, John C. Sumner.  
 From the county of Fayette, William B. Fuller.  
 From the county of Floyd, William T. Price.  
 From the county of Forsyth, Arthur Erwin.  
 From the county of Franklin, Samuel Knox and Enock Anderson.  
 From the county of Gilmer, Joseph Pickett.  
 From the county of Glynn, Francis M. Scarlett.  
 From the county of Gordon, Thomas Bird.  
 From the county of Greene, G. G. Dawson, and John Armstrong.

- From the county of Gwinnett, Levi Loveless and R. D. Wynn.
- From the county of Habersham, Sidney Barr and William Grant.
- From the county of Hall, J. J. Baugh.
- From the county of Heard, John F. Moreland.
- From the county of Hancock, Theophilus J. Smith.
- From the county of Harris, James M. Mobley and G. W. Cobb.
- From the county of Henry, O. J. Fall and T. G. Barnett.
- From the county of Houston, N. G. Lewis.
- From the county of Irwin, B. Dorminy.
- From the county of Jackson, S. P. Thurmond.
- From the county of Jasper, J. W. Williams and E. W. Baynes.
- From the county of Jefferson, Moses Brinson.
- From the county of Jones, J. L. Holland.
- From the county of Laurens, Robert Robinson.
- From the county of Lee, William W. Gilmore.
- From the county of Liberty, Enoch Daniel.
- From the county of Lincoln, Micajah Henley.
- From the county of Lowndes, Israel T. Waldhour.
- From the county of Lumpkin, A. M. Russell and R. H. Pierce.
- From the county of Macon, William H. Robinson.
- From the county of Madison, R. H. Bulloch.
- From the county of Marion, Shadrach Bivins.
- From the county of McIntosh, James M. Harris.
- From the county of Meriwether, J. W. Phillips and J. J. Hussey.
- From the county of Monroe, R. P. Trippe and J. L. Woodward.
- From the county of Montgomery, J. A. Morris.
- From the county of Morgan, Stewart Floyd.
- From the county of Murray, S. S. Bailey.
- From the county of Muscogee, A. McDougald and T. F. Wooldridge.
- From the county of Newton, R. G. Harper and John B. Hendrick.
- From the county of Oglethorpe, John Wynn and Z. H. Clarke.
- From the county of Paulding, William F. Janes.
- From the county of Pike, J. Gardner and T. S. M. Bloodworth.
- From the county of Putnam, J. A. Meriwether and P. H. Dawson.
- From the county of Rabun, H. W. Cannon.
- From the county of Randolph, B. H. Perkins and G. W. Christie.

From the county of Richmond, J. Milledge and A. C. Walker.

From the county of Scriven, William M. Carr.

From the county of Sumter, W. W. Barlow.

From the county of Talbot, J. H. Wallace and J. W. Castens.

From the county of Taliaferro, Linton Stephens.

From the county of Tattnall, James Tillman.

From the county of Telfair, Duncan Cameron.

From the county of Thomas, James L. Seward.

From the county of Troup, B. H. Hill, and W. F. Fannin.

From the county of Twiggs, Josiah Wall.

From the county of Union, John B. Chastain.

From the county of Upson, A. J. McAfee and D. Williams.

From the county of Walker, X. G. McFarland.

From the county of Walton, L. S. Moon and James Z. Locklin.

From the county of Ware, Daniel Lott.

From the county of Warren, T. L. Latimer and C. G. Lowe.

From the county of Washington, E. S. Langmade and William Hall.

From the county of Wayne, Russell Raulerson.

From the county of Wilkes, Isaiah T. Irvin and E. R. Anderson.

From the county of Wilkinson, E. J. Gilbert.

On motion of Mr. Wooldridge,

The House proceeded to the election of Speaker; and the ballots being received and examined, it appeared that James A. Meriwether, Esq., member elect from the county of Putnam, was duly elected.

Whereupon,

A Committee consisting of Messrs. McDougald, of Muscogee, Floyd, of Morgan, and Wofford of Cass, were appointed to conduct him to the Chair, whence he addressed the House, and tendered his acknowledgments.

On motion of Mr. Scarlett,

The House then proceeded to the election of a Clerk and the ballots being received and examined, it appeared that Thaddeus Sturges, Esq., of Muscogee county, was duly elected.

The House then proceeded to the election of a Door-Keeper; and the ballots being received and examined, it appeared that William McCommon, of Monroe, was duly elected.

On motion, the House then adjourned until 3 o'clock,  
P M.

THREE O'CLOCK. P. M.

The House met, pursuant to adjournment.

On motion, the House proceeded to the election of a Messenger; and the ballots being received and examined, it appeared that Mr. Jesse Oslin, of Cobb county, was duly elected.

A memorial was announced from the Chair, from Sherwood S. Akins, contesting the seat of Russell Raulerson, of the county of Wayne, which being read, was, on motion of Mr. Bartow, of Chatham, referred to the Standing Committee on Elections, hereafter to be appointed.

On motion of Mr. Scarlett, of Glynn,

*Resolved*, That the Clerk inform the Senate that the House of Representatives is organized, having made choice of James A. Meriwether, Esq., member elect from the county of Putnam, Speaker, and Thaddeus Sturges, Esq., of the county of Muscogee, Clerk. ~~and Clerk~~

On motion of Mr. Bartow,

*Resolved*, That the Speaker be requested to appoint the regular Standing Committees of the House of Representatives.

On motion of Mr. Scarlett,

*Resolved*, That a Committee be appointed on the part of the House, to join such Committee as may be appointed on the part of the Senate, to wait on his Excellency the Governor, and inform him that the General Assembly is organized, and ready to receive any communication he may think proper to lay before them, or either branch thereof.

Whereupon, the Chair appointed Messrs. Scarlett, Floyd, and Holland, the Committee on the part of the House.

On motion of Mr. Robinson, of Macon,

*Resolved*, That the House adopt the rules of this House for the year 1849, and that 150 copies be printed, for the use of the House.

Mr. Scarlett laid upon the table a resolution appointing a day for the election of Judges of the Circuits therein named, and also Solicitors-General, and also a Judge of the Court of Common Pleas, and Oyer and Terminer, of the city of Savannah.

On motion, the House adjourned until to-morrow morning, at 10 o'clock.

TUESDAY, Nov. 4th, 1851.

The following message was received from the Senate, by Mr. Glenn, their Secretary.

**MR. SPEAKER:** I am directed by the Senate to inform the House of Representatives that they have organized, having made choice of the Honorable Andrew J. Miller, a Senator elect from the Twenty-second Senatorial District, as their President, and Luther J. Glenn, of the county of Henry, as their Secretary, and are now ready to proceed to business.

Mr. Perkins offered the following resolution, which being read, was agreed to, viz:

*Resolved,* That both branches of the General Assembly do convene in the Representative Chamber, on Monday, the 10th instant, at 11 o'clock, A. M., to proceed to the election of a Comptroller-General, Surveyor-General, Treasurer, and Secretary of State, for the State of Georgia.

The following message was received from the Senate, by Mr. Glenn, their Secretary:

The Senate has concurred in the resolution of the House of Representatives, appointing a Committee to wait upon his Excellency the Governor, and inform him that the General Assembly is organized, and ready to receive any communication he may think proper to lay before them, and have appointed as a Committee, on their part, Messrs. Foster, Day, and Anderson.

Mr. McDougald introduced a bill to prohibit the importation or introduction hereafter of any negro slave or slaves into this State, for the purpose of hire, sale, or traffic, and for other objects therein mentioned.

Also, a bill to form, create, and organize another judicial district or circuit in this State, to be composed of the counties therein named, and called the Florida Circuit; which were severally read the first time.

Mr. Trippe laid on the table the following resolution:

*Resolved,* That the Speaker be authorized and requested to have the gallery of the House of Representatives strengthened by proper supports, to be temporarily erected for to-morrow, during the ceremony of inauguration.

On motion, the rule was suspended, and the same was read and agreed to.

Mr. Hill introduced a bill to create and lay off two new Judicial Circuits, one to be called **Circuit**, to be composed of the counties of Carroll, Campbell, Cobb, Cherokee, Forsyth, Lumpkin, Union and Gilmer, and to add the same to the Fourth Supreme Court Judicial District; and the other to be called **Circuit**, to be composed of the counties of Bibb, Houston, Twiggs, Dooly, Macon, and Crawford, and to add the same to the Third Supreme Court Judicial District, which was read the first time.

Mr. Hendricks introduced a bill to incorporate the Southern Female College, located in the town of Covington,

Newton county; and to authorize the Trustees of the Female Seminary of said county, to convey the lot of land in the town of Covington, whereon the Female Academy now stands, to the Trustees of the said College: which was read the first time.

Mr. Floyd, from the Committee appointed on the part of the House to wait upon the Governor, and inform him that both branches of the General Assembly are organized and ready to receive any communication he might think proper to lay before them, reports that they have performed that duty, and his Excellency, the Governor, informed them that he would transmit a message, with accompanying documents, to both Houses of the General Assembly, this day, at 12 o'clock.

On motion, the House took up the following Resolution, to wit:

*Resolved, by the Senate and House of Representatives,* That both branches of the General Assembly convene in the Representative Hall on Thursday, 6th instant, at 11 o'clock, A. M., to proceed to an election of a Judge of the Superior Court of the South-Western Circuit: a Judge of the Superior Court for the Coweta Circuit; a Judge of the Superior Court for the Middle Circuit; a Judge of the Court of Common Pleas and Oyer and Terminer, of the City of Savannah; an Attorney-General for the Middle Circuit; Solicitors-Generals for the Eastern Circuit, South-Western Circuit, Chattahoochee Circuit, Southern Circuit, Flint Circuit, Cherokee Circuit, and Ocmulgee Circuit.

Whereupon, Mr. Seward moved to amend the same, by striking out that part of the Resolution relating to the election of Judges of the Superior Courts.

Upon which motion, the yeas and nays were required to be recorded: and are—yeas 78, nays 47:

Those who voted in the affirmative, are Messrs.

Atkinson,	Janes,
Allred,	Knox,
Anderson, of Franklin,	Loveless,
Armstrong,	Lott,
Bellinger,	Latimer, of Cobb,
Born,	Langmade,
Bird,	Morehouse,
Barnett, of Butts,	Merrell,
Barnett, of Henry,	Morel,
Baugh,	Milledge,
Bulloch,	Moon,
Baynes,	McComb,
Bailey,	McLain,
Bloodworth,	McDougald,

Cobb of De Kalb,	McFarland,
Christie,	Nasworthy,
Cameron, of Chatooga,	Patterson,
Cameron, of Telfair,	Powell,
Castens,	Pickett,
Chastain,	Phillips,
Dyer,	Pierce,
Deadwyler,	Roberts,
Dorminy,	Robinson, of Laurens,
Daniel,	Robinson, of Macon,
Dawson, of Putnam,	Russell,
Edwards,	Raulerson,
Erwin, of Forsyth,	Staten,
Felton,	Shewmake,
Fowler,	Sumner,
Fuller,	Smith, of Coweta,
Fall,	Seward,
Gray,	Tift,
Gilmore,	Thornton,
Gardner,	Tillman, of Tattnall,
Gilbert,	Tillman, of Appling,
Holland,	Watts,
Hussey,	Wallace,
Hall,	Wooldridge,
Jackoway,	Williams, of Jasper.

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Lowe,
Bartow,	Lewis,
Barr,	Latimer, of Warren,
Brinson,	Moreland,
Bivins,	Mobley,
Barlow,	Morris,
Cobb, of Harris,	McAfee,
Clark, of Oglethorpe,	Perkins,
Clark, of Stewart,	Richardson,
Cannon,	Ramsey,
Dawson, of Greene,	Smith, of Hancock,
Fannin,	Stephens,
Floyd,	Thurmond,
Grant,	Trippe,
Henry,	Wofford,
Harrison,	Waldhour,
Hackney,	Woodward,
Henly,	Wynn, of Oglethorpe,
Harris, of McIntosh,	Wynn, of Gwinnett,
Harris, of Clarke,	Walker,
Harper,	Williford,
Hendrick,	Wall,

Hill,  
Irvin, of Wilkes.

Williams, of Upson.

So the motion to strike out prevailed.

Mr. Henry moved to amend the same, by striking out all that part of the Resolution relating to the election of Judge of Court of Oyer and Terminer in the City of Savannah, which motion prevailed.

Mr. Dawson, of Greene, moved, also, to amend the same, by adding to the Resolution "the election of Judge of the Supreme Court," which motion prevailed.

Mr. Knox moved to amend the same, by adding, "and also a Solicitor General for the Western Circuit," which motion prevailed.

Mr. Deadwyler moved to amend the same, by adding, "and also a Solicitor General for the Northern Circuit," which motion prevailed.

The following message was received from His Excellency, the Governor, by Mr. Smith, his Secretary :

MR. SPEAKER: I am instructed by His Excellency, the Governor, to deliver to the House of Representatives his biennial Message, with the accompanying Documents; which on motion of

Mr. McDougald, was taken up and read as follows :

EXECUTIVE DEPARTMENT, }  
MILLEDGEVILLE, November 3rd, 1851. }

*Fellow-Citizens of the Senate  
and House of Representatives :*

In closing my official connection with the representatives of the people, it will be my object to place fairly before them the measures I have heretofore felt, and now feel it my duty to recommend, sedulously avoiding, as far as possible, the introduction of any topic not affecting the interests of the people.

While abundant cause of profound gratitude exists, for the continued kindness of that superintending Providence, by which our State has been spared from the scourge of pestilence and famine; yet it is not to be disguised, that we are passing through a season of bitter discontent that may well claim the exercise of the brightest of the Christian virtues, to enable us to perform our full duty to the State, the Union, ourselves, and our children. The beautiful system of a representative confederacy of sovereign States, united upon the principles of Justice and Equality, reflecting the enlightened judgment of a virtuous, intelligent, industrious and patriotic people, is only to be feared by the wicked and corrupt, while to the orderly and right-minded, it is



a pillar of strength that will in the end, ensure justice to all. Let our object then be, to enlarge the basis of true civilization within the borders of our own State, by planting deeply, and nurturing closely, the elements of a moral and intellectual culture, with every class and condition of our people; that each and all may understand and feel the value of free institutions, and be capable of devising the best means of perpetuating them.

It affords proper ground of pleasure, that I should be able to communicate to the Legislature, the highly prosperous condition of the Finances of the State, and the just appreciation of our public securities at home and abroad.

It is believed, that at no former period, have the bonds of the State commanded greater confidence, or maintained a higher value in the markets; nor does this remark apply alone to that class of the public securities known as the Domestic Debt, but equally to the remnant of the Foreign debt, of £15,000, held in England. The advance in the market value of the latter, within the last two years, and the increased confidence of the holders, have rendered all efforts to redeem it impracticable for the present.

The public debt, foreign and domestic, at the opening of the session of the Legislature in 1847, as communicated in a former message, was \$1,578,875 60.

In conformity with the recommendation contained in the last message of my predecessor, in which I fully concurred, the General Assembly of 1847 appropriated the sum of \$375,000 for the completion of the Western and Atlantic Railroad, a detailed statement of the expenditure of which, is contained in a former communication; and, at the same session, \$22,222 22 to satisfy the claim of Peter Trezevant, for which bonds were issued, and were paid, as heretofore communicated.

The last Legislature provided that Messrs. L. O. Reynolds, James F. Cooper, and Richard Peters, should investigate the claim of John D. Gray & Co., contractors on the Western and Atlantic Railroad, for extra work, &c., and that the Executive should issue bonds, redeemable by the Road, for the amount found due by them. Bonds for the sum of \$24,541 10 were issued, and paid to Mr. Gray on the 29th day of August, 1850, in pursuance of the law and the report of the Committee, a copy of which is transmitted.

A further appropriation of \$20,000 was made, and directed to be paid over to the Milledgeville and Gordon Railroad Company, upon its completion; but no evidence having been furnished of the completion of the Road, this appropriation still stands where it was left by the Legislature.

It will thus be seen, that the liability of the State has been increased since the close of the political year 1847, to the close of the political year 1851, \$397,222 22. The

objects of these several appropriations are so generally known and approved by the country, that further detail in this respect, would not now be desirable.

Since the close of the political year 1847, to the close of the financial year 1851, there has been paid, of interest on the public debt, foreign and domestic \$414,770 91, and of principal, the sum of \$261,509 72, leaving the debt at this time \$1,724,722 22.

If from this amount is taken \$300,000, which is the balance of the appropriation for the completion of the Western and Atlantic Railroad, unredeemed, and which, under the act appropriating the same, must ultimately be paid off, and discharged from the net income of said Road, the public debt at this time, is \$1,424,722 22; less by \$154,153 98, than it was at the close of the political year 1847. The available funds in the Treasury, applicable to the further reduction of the public debt, at the close of the present fiscal year, as appears by the Treasurer's Report, is \$54,038 09. This amount (\$54,038 09,) being the surplus in the Treasury, should be applied, as early as practicable, to the further reduction of the public debt; after which, the liabilities proper to the State would be \$1,370,684 13.

It will be borne in mind, that the sum of \$130,000 was appropriated by the act of 1845, for the extension of the Western and Atlantic Railroad, of which sum, \$107,400 00 was expended under the direction of my predecessor, and the balance applied by the present Chief Engineer, by my approbation, to the purchase of Motive Power and Cars, for the use of said Road. This sum, however, is no charge upon the Treasury; as by express stipulation, the holders of this class of the public securities are to look alone to the profits of the Western and Atlantic Railroad, for principal and interest.

In this connection it would not be deemed, I trust, out of place, to remind the General Assembly, that the great difficulty experienced by my predecessor, in converting these bonds into cash, or its equivalent, it is believed, induced the Georgia Railroad and Banking Company, and the South Carolina Railroad Company, to endorse or guarantee the payment of principal and interest of a large amount of them; whereby negotiations were effected in one of our neighboring States. That this transaction was one of good faith, I have no doubt. How far it is incumbent upon the General Assembly, by suitable legislative provisions to substitute the credit of the State for that of these Railroad Companies, in this particular instance, I submit to its sense of justice and liberality.

The remaining probable charge upon the Treasury to be considered, grows out of the legislation heretofore had in reference to the Central Bank, the original capital stock of

which may be estimated, in round numbers, at \$3,560,000.

The requisitions on the Bank, in the form of Treasury warrants, as appears by an official report on this subject, from 1833 to 1841, inclusive, was \$2,293,500, and for the construction of the Western and Atlantic Railroad, at different periods from 1840 to 1843, the additional sum of \$680,000, making the amount actually paid, and liabilities incurred by the Bank for various objects of internal improvement, the support of the Government and other objects not included in the above estimates, not far from \$3,200,000. In the face of these heavy drains upon the Central Bank, by the act of 1843, for the education of the poor, 1733 shares of the Bank of the State of Georgia, and 890 shares of the Bank of Augusta, which constituted a part of its capital stock, amounting to \$262,300, was transferred to the Treasury, and the income from this source pledged to the object of Education.

From that period, the Bank has not been deprived, merely, of this amount of its capital stock, but the dividends which have actually accrued and been paid into the Treasury, amounting to the sum of \$129,132 50, in cash, and the additional sum of \$18,600 of the stock of the Georgia Railroad and Banking Company; making the aggregate, estimating the Bank Stock at par, of principal and interest, \$410,032 50. What principle of public expediency or financial exigency, warranted this diversion of the assets of the Central Bank, at a time when its liabilities were probably not less than \$1,500,000, when its bills were below par, when there was an extensive and general derangement of the currency of the whole country, and when banks, as well as the people at large, were laboring under a pressure, more desolating and disastrous than had been experienced for years, is to me incomprehensible. As a financial measure, its effects upon the credit of the State, if not the pockets of bill holders, were not more instantaneous than unavoidable. Public confidence was destroyed the moment it was apparent that the Legislature had deprived the Bank of a large portion of its assets, which were pledged for the redemption of its liabilities, and applied them to another and different object. If it were within the competency of the Legislature to divest individual rights which had accrued to the creditors of the Bank, what guarantee was there that the next step might not be taken, and the Bank be deprived of all its assets, without providing for the ultimate redemption of its liabilities.

It is no answer to this objection, that the Bank stock referred to, was applied to the great object of educating the poor, as it will be seen by reference to the records of this Department, that for the years 1848, 1849 and 1850, inclusive, the beneficiaries of the fund reported, number 96,860.

and the sum distributed under the act of 1843, for the same period, is \$60,842 50; being a fraction less than 63 cents to each per annum, and not sufficient, under the lowest rates charged, to pay for twenty days tuition.

Whatever may have been the policy in which this measure originated, from the best consideration I have been able to give the subject, I am forced to the conclusion that the example established, of transferring a fund, after being pledged to a specific object, before the purpose of the pledge is fully redeemed, should not be encouraged; and that the policy of withdrawing the assets of the Central Bank, and applying them to other objects, and thereby depriving it of the means of meeting its liabilities, is wholly indefensible upon principle. The State has gained nothing, nor have the people. By the transfer of the Bank stock to the Treasury, a necessity is created to supply the deficiency in the Central Bank, by the State. It can only be done by taxation; and the result of this whole measure is, that every dollar distributed has to be returned back to the Bank by the people, without any substantial good, as I have shewn, in educating the poor children.

From the view presented, let not the impression prevail, that I am opposed to a system of free schools, or to providing the means, amply and liberally, to educate all the youth of the country. But to accomplish this object, let the policy of the State be straight forward and direct; let the country know that a claim is made upon the property, the people, the intelligence and virtue of the State, to furnish adequate means for extending to all the youth a legacy of incalculable value, a general diffusion among all classes and conditions, of the rudiments of an English education; for instilling into them, by early training, just conceptions of the social relation of man to his fellow man, a love of country and of liberty, and the duty of habitual reverence and humble obedience to the laws, principles, and teachings of the great Author of man's existence, without which, all government is but a fraud—liberty but a name.

The liabilities of the Central Bank, at this time, consist of Bonds issued to redeem its circulation, amounting to \$371,000. Of this amount, \$9,000 is redeemable in 1854, \$39,000 in 1855, \$34,500 in 1856, \$17,000 in 1857, \$21,500 in 1858, \$50,000 in 1859, \$35,000 in 1860, \$5,000 in 1861, \$37,000 in 1862, \$48,500 in 1863, and \$74,000 in 1864.

The available assets, as reported to me by the Cashier, may be estimated at \$100,000. This probable deficiency, therefore, will have to be provided for hereafter. Within four years, ending with the close of the present fiscal year, the liabilities of the Bank have been reduced \$279,069 87. A large amount of the assets, within the period referred to, regarded as insolvent or doubtful, have been realized, or

secured by the officers of the Bank; and much the larger amount of these claims, I have no doubt, would have proved a total loss to the Bank, had the assets been transferred to the Treasury. I have not believed it to be for the interest of the State to order this transfer heretofore, nor would I now recommend it to be done. I believe the discretion vested in the Executive, as to the transfer of its assets, sound and salutary, and there I would advise it should remain.

Upon careful consideration, I felt it my duty to invite the attention of the last General Assembly to our system of levying and collecting taxes. The inequality of our tax laws appeared to me so obvious, as to encourage the hope that the Legislature would not adjourn without the substitution of the ad valorem for the present specific and objectionable discrimination principle, adopted in 1804, and continued up to this time, with slight modifications.

One of the defects of the old system was remedied at the last session; but the highly objectionable feature of arbitrary specific taxation of property, whether real or personal, irrespective of its value, as ascertained by the price it would command in the market, or otherwise, is still retained, in violation of the most obvious principles of justice and sound policy. Taxes, however raised, whether by the State or General Government, may be regarded as a charge upon property and people, for the protection of both. In what mode and to what extent property should be burdened to raise the required sum, whether by specific levy with discrimination, or strictly upon the ad valorem principle, has been, and will doubtless continue to be, the fruitful source of discussion, and diversity of opinion.

The principle of discrimination that so largely enters into every system of specific taxation, had its origin in no clear or well-defined notions of justice, and should only be resorted to in behalf of property, in which all classes and conditions of society have, or are supposed to have, an equal interest. Leave man free to engage in whatever lawful pursuits may be congenial to his taste, habits and interests, but let the State beware how the property of one of its citizens is exempted from taxes, while, by an unequal and unjust discrimination, heavy burdens are imposed upon that of another. The obvious duty of the Legislature, as it seems to me, is to ascertain with precision, or approximating it, the sum required to meet the demands upon the Treasury, and then, from the property of the country, raise the requisite sum; not by saying that 100 acres of land, though worth one thousand dollars, should pay no more tax to the State than the same number of acres adjoining it, not worth one hundred dollars; not by exempting the property of one man, and taxing that of another: not by

saying that, as between two individuals possessed of equal amounts but different species of property, the one should be assessed at the rate of fifty dollars, whereas, of the other only five dollars is demanded; but by levying the same rate of tax upon all of the property of the State, according to its value. If discriminations are to be tolerated at all, I am clearly of the opinion it should be in favor of real estate, as against personal; but certainly there is no equality or justice in a system of finance exacting different rates of taxes on lands of the same value.

One of the objections offered to a system of taxation based upon the value of the property itself, is the want of reliable data by which the principle could be tested. All must foresee the imminent danger to the credit of the State, its character and prosperity, resulting from an inability in the Treasury to meet promptly all demands upon it, by whatsoever means produced. But it is believed the present period is exceedingly favorable, either for a total or partial change of the present system. The data furnished of the value of real and personal property of this State, under the authority of an act of Congress during the last year, would be highly useful. Many interesting statistics, that would serve to direct the research and investigation of the Legislature, in fixing the proper rate of levy to raise a given amount, might be obtained from the Census books deposited in the office of the Secretary of State. It may not be unworthy of notice that, upon this authority, the real estate of Georgia was estimated at \$120,663,283, the personal at \$210,981,234, and that one-eighth of one per cent. on the gross amount would bring into the Treasury about \$347,232,82, after allowing sixteen per cent. for assessing, collecting, and paying over the same; an amount exceeding the present income, and more than adequate for the present and accruing liabilities.

Having discussed the subject, somewhat at length, in a communication submitted to the last Legislature, I feel that it would be an unnecessary tax upon your indulgence again to repeat the arguments then submitted. I most respectfully refer you to what was then communicated, as containing not merely my opinions at the time, but since greatly strengthened by further observation, reflection and experience. I cannot therefore too earnestly urge upon you a strong and abiding conviction, that justice and good faith, as well as expediency, imperiously claim at the hands of the Legislature, an entire change of the principle of your tax laws, by the substitution of a tax based upon the value of property. Whatever may be the fate of this measure before the present Legislature, I shall ever cherish the hope that a sense of right, a love of equality and justice, will ultimately prevail, and that the second principle of

taxation, that the burthens of Government should rest upon the objects of its protection, so earnestly pressed upon you, will become firmly riveted upon the public mind.

The reports of the Treasurer and Comptroller General, for the financial years 1850 and 1851 are herewith transmitted. The duty imposed by law upon the Treasurer has been complied with, and his estimates of the probable receipts and expenditures for the next two years are submitted.

The total available balance in the Treasury, at the close of the financial year, is \$128,069 45. From this sum deduct \$37,180 71 of undrawn appropriations, \$30,219 40 of the tax of 1851, collected before the close of the financial year, and \$10,582 00 dividends on "Education Fund;" leaving a surplus at the close of the fiscal year of \$40,087 34.

The amount of undrawn appropriations that will revert to the Treasury will probably not vary far from \$13,950 75; making the actual surplus in the Treasury, subject to any future appropriations made by the Legislature, or applicable to the public debt, \$54,038 09.

At the last session an Act was passed providing \$70,000 as an annual sinking fund. It was early foreseen, after the adjournment of the Legislature, from the extraordinary expense of that session, exceeding as it did the estimates of the Treasurer by \$39,301 08, independent of an extraordinary appropriation of \$30,000, the expenditure of which was dependent upon contingencies that did not arise until near the close of the fiscal year, that the Treasury might be somewhat straightened if an application of the sinking fund to the redemption of the Bonds was made before any portion of the taxes of 1850 was received. Efforts, however, were made abroad, by the agents of the State, to ascertain at what rates the £15,000 sterling could be obtained; and from causes already mentioned, it was deemed injudicious to redeem these securities at the time. Nor was there any application made, or opportunity offered the Treasurer, to redeem any portion of the domestic debt before March last, when \$72,000 of the 6 per cent. bonds were offered and redeemed. Diligent inquiries have since been made to obtain the Bonds of the State, that the surplus now in the Treasury might be applied in redeeming the same; but with little success.

At a more recent date notice was given in the public gazettes of the readiness of the Treasury to redeem an additional sum; and after all proper means used to induce holders to part with the Bonds of the State at par, within the last two fiscal years, just closed, the amount presented and redeemed at the Treasury is \$103,750 00, of the 6 per cents; thus furnishing the most satisfactory evidence of

the prosperous condition of the financial affairs of the State.

In this connection it would be an acceptable announcement to make, I apprehend, to the Legislature, that, after years of delay, the sum of \$65,683 44, exclusive of commissions, has been collected from the General Government, for advances made, and the interest accruing thereon, in the Indian disturbances of 1836. Under the authority of a Joint Resolution of the last Legislature, I appointed Joseph Sturgis, Esq., the Attorney in fact of the State, to urge upon the Authorities at Washington this just claim, of fifteen years standing. To his untiring zeal, assiduity, and skill in the management of this long neglected claim, the State is in no small degree indebted for the respectable sum received, so very generally regarded as utterly worthless. A claim of the Central Bank against the United States, of like character, was also placed in the hands of Judge Sturgis, with like happy results; the Bank having received for this claim \$21,044 00.

The Reports of the Chief Engineer of the Western and Atlantic Railroad, for the years 1850 and 1851, and the Reports of the Finance Committee, appointed under the Act of 1845, are also transmitted. To these Reports I invite the calm and patient attention of the Legislature, for many valuable suggestions, and much useful information.

Questions of deeper interest to the future prosperity of the State will not engage your attention, than those connected with this public work. They rise above all party, selfish, or sectional considerations; and to the enlarged and comprehensive views of the Statesman, address themselves with a force too irresistible, it is believed, not to insure the adoption of wise measures.

It was early foreseen by the friends of this work, that sectional jealousies would spring up, and that it would have to encounter opposition from this quarter, not less virulent in its character, than from that equally deplorable infirmity, unfortunately too prevalent with certain classes, to busy themselves most in matters of public concernment, in which they are most ignorant. The Report of the Finance Committee, and the views there presented, as well as the policy in which this Railway had its origin, would seem to demand at my hands, in retiring from the public trust confided to me, to enter somewhat into the detail of facts connected with the administration of the affairs of this Road, since my official connection with it commenced. This seems to me proper, that the public, as well as the Legislature, may understand the policy that has governed me, and the difficulties with which the management of the affairs of the Road has been invested, from the first to the last.



It will be conceded, I apprehend, that the successful management of a railroad very much depends upon the financial ability with which its income and disbursements are conducted.

When the present Chief Engineer was called to perform the threefold duties of a Board of Directors, President, and Chief Engineer, the name affixed to those duties by our statute, was that of Chief Engineer.

To find blended in one man the highest attainments in these several departments, combined with practical experience in each, was not to be expected, at least for the inadequate salary of \$1800 per annum, a compensation below what is believed to be paid on most of the important roads in the State, to the Chief Engineer alone. Being quite satisfied of the eminent qualification of the present incumbent, in every thing connected with the financial duties of this truly multifarious office, to which he combined an accurate theoretical knowledge of Civil Engineering, super-added to which, I may mention his elevated character for probity, intelligence, and strictly business habits, with an intimate acquaintance with legal principles, and the necessity of such knowledge in the adjustment of many vexed questions, left as a legacy by the preceding administrations, clearly indicated Mr. Mitchell as a suitable person to invite to this responsible station.

Being satisfied at the time, that the public interest would be promoted by calling the present incumbent to take charge of this branch of the public service, I have had no just cause to change that opinion since. The propriety of this remark will be seen, when it is known to the Legislature, that in every instance of a charge involving the mismanagement of the Road, brought to my attention in a form that would warrant official notice of the same, the accusers have invariably failed to adduce proof in support of their charges. The conclusion would seem irresistible, that allegations have been preferred through a misapprehension of the facts, or from motives less creditable to the human heart, and looking to ulterior objects connected with party, or the creation of a public opinion that would devolve upon the Legislature the necessity of disposing of this valuable property, to private individuals or companies.

In January, 1848, when the former Chief Engineer, Mr. Garnett, turned over the effects of the Road to the present incumbent, about one hundred miles, commencing at Atlanta, and extending to Dalton, were completed; and the entire equipment for this extent of Railway, consisted of six locomotives—one of which was purchased after the 1st of November, 1847—two passenger cars, and two baggage cars; with an outstanding debt, amounting to \$42,167 43,

and a cash balance in the hands of the Treasurer of \$1,878 75.

This equipment would be admitted by all experienced Railroad men, as wholly inadequate; admitting the engines and cars all new, and fit for use. The passenger cars were, at best, roughly constructed, and not likely to attract the admiration of travellers, either for the comfort afforded, or elegance of finish. The motive power was miserably deficient.

Since January, 1848, to the present time, the motive power has been increased by the purchase of seven locomotives of the first class, at a cost of \$44,500; making the present equipment in motive power, to consist of thirteen engines, seven of which have been bought and paid for since April, 1848; and most of which are in good order, and are believed to be barely sufficient to do the business for the present.

But the deficiency in freight cars still exists, and until it is supplied, it may be expected that the business of the Road will not be conducted with dispatch, or satisfaction to the public. It is believed that, from the earliest experience to the present moment, few, if any, examples can be found, where either a State or Company, with one hundred and thirty-eight miles of Railroad, has attempted to do the business of transportation, for any considerable length of time, without a full equipment of freight cars. If the question is considered alone, in reference to the net income of the Road, economy would demand an immediate equipment. For, let it be borne in mind, that the present Engineer found, upon entering upon his duties, a subsisting contract with the Georgia Railroad, and the Macon and Western Railroad Companies, made by the former Chief Engineer, Mr. Garnett, that one-eighth of the gross amount received for freight, transported in the cars of those Companies over the State Road, should be paid as hire or rent, for the use of the same, together with the expense of repairing all cars which might be broken or injured, while engaged in such transportation. These items, for the last two years, amount to the sum of \$45,845,69, exclusive of an unadjusted claim of the Georgia Railroad Company, for repairs of cars, of \$17,111 51.

The cost of freight cars, necessary to have performed the transportation for the same time, would not have exceeded \$60,000, estimating the number of cars to be one hundred; while the entire cost of the construction of the Western and Atlantic Railroad, up to this time, amounts to \$3,913,862 28. From this data it will be seen, the Georgia Railroad, and Macon and Western Railroad, have probably received, upon their capital invested in cars, from the State, in the form of rent and repairs alone, about thirty-eight

per cent. per annum for the two years just ended, whereas the State has received, upon the capital expended in the construction of its Road, about one and a quarter per cent. for 1850, and two and a quarter for the year just terminated.

But a complete equipment of freight cars is demanded, not merely from the consideration noticed, but it is essential to the faithful discharge of a duty to the public, undertaken by the State. Freights in large quantities, accumulate occasionally at different points on the Road; the owners or shippers are deeply interested in having them sent forward to meet an advance in the market, actual or anticipated; but how often is it the case, when the freight cars are most needed on the Western and Atlantic Railroad, the Georgia and Macon and Western Roads are not able to meet the demand? And if injury result to the owner or shipper of produce or merchandise, by a decline in the markets, from such unseasonable detention, is not the State, by its mistaken and ruinous policy in refusing to equip the Road, morally, if not legally, answerable for the damage.

There is no obligation on the Georgia or Macon and Western Railroad Companies, to furnish cars for the use of the State Road; and it may not be expected they will do so, unless it suits their interest or convenience?

But another insuperable objection to the longer continuation of the existing arrangements, grows out of the fact, that the business of transportation of three Roads, becomes so mixed and blended, as to create much confusion in fixing the liability of each, for the loss or damage of merchandise and produce *in transitu*. Much more might be said, but it is deemed unnecessary, as this branch, with all other questions connected with this subject, is forcibly presented in the Reports of the Chief Engineer, and accompanying documents of the Finance Committee, herewith transmitted.

It is generally known, that the iron used on fifty miles of this Road, is of the most inferior class, and wholly unsuited to its peculiar curvilinear structure, or the nature of its business. So radical is this defect of structure, the assertion may be safely ventured, that a succession of accidents, with a heavy loss of property, and possibly, human life, may be apprehended, unless the early blunder is remedied, as far as possible, by the substitution of a heavy iron rail for the one now in use.

Upon this subject, a becoming solicitude was manifested two years ago, as also in relation to providing a new organization for the government of the Road. It need not be said, that these subjects, of great interest then, but of vital moment at this time, did not receive the favorable consideration of the Legislature.

The Road was left, although in the process of completion, under the management of the Executive and Chief Engineer, restricted by statute in many of their duties, when a sound discretion would seem indispensable to its best interest; without means or equipment, forced from stern necessity, to incur heavy expenditures for erecting a bridge over the Chattahoochee, and substituting heavy and expensive embanking for the rapidly decaying bridges at Noon-day and Proctor's Creeks; the wonder should rather be, to a calm and impartial observer, not that complaints may have been heard, but that so much has been achieved, and so few accidents occurred, under circumstances so embarrassing.

From the condition of the Road, and its obvious incapacity to meet the daily increasing business of transportation, I was forced to assume the responsibility of making suitable provision for the purchase of heavy iron rails for about fifty miles of the Road. Feeling sensible that no authority was vested in me, or the Chief Engineer, for this object, by law, the contracts were made binding, upon the condition, they were ratified by the Legislature. A full and detailed statement of the purchases of iron from Messrs. Padelford, Fay & Co., Savannah, is contained in the report of the Chief Engineer, to which I respectfully refer the Legislature. In that Report, copies of all the correspondence had on the subject, and of the contracts entered into, will be found; with a clear and faithful statement of the facts and circumstances that, in my judgment, rendered the purchase of iron a duty, I could neither postpone or avoid, without the most reckless disregard of the public interest. It is true, if I had been capable of entailing upon my successor inextricable embarrassment, or could have derived pleasure from seeing the interest and character of the State sunk and degraded, I might have folded my arms, and permitted the Road to fall a wreck on the hands of others.

The purchase of one thousand tons of iron was made in April last; which is now being laid, and will extend over about twelve miles. In addition, 3,200 tons have been contracted for, and from the last advices from Messrs. Padelford, Fay & Co., may be expected in Savannah, sometime in this month and December next.

It will be seen, by the terms of the contract, that it is expected the cost of the iron will be provided for at an early day of your session. The cost of the first 1000 tons, at Savannah, was \$43,702 18; and the 3,200 tons, will not, probably, exceed \$124,800; making the sum to be provided for, \$168,542 18. This may be done, if the Legislature should ratify the contracts, by an application of a part of the surplus now in the Treasury, and by issuing six per cent. bonds, redeemable by the Road, and guaranteed by the

State. Should this course be pursued, there can be no doubt of the entire capacity of the Road to meet the interest promptly, and ultimately redeem the principal; so that, in fact, the public debt of the State would not be increased.

It is believed, the facts disclosed by the Finance Committee, and by the Report of the Chief Engineer, are quite sufficient to demonstrate the propriety of providing an independent equipment of freight cars.

By reference to the Report of the Chief Engineer, it will be seen, that \$500,000 would cover the cost of relaying fifty miles of the Road with heavy T rail iron, and equip it with locomotives, freight and passenger cars, sufficient to do the increased business, that will necessarily result from the completion of the Railroads now in progress in Tennessee, connecting with ours; to say nothing of the increase from the developments being made in our own State. I cannot doubt that the true policy of the State is, fully to equip this Road, pledge it with its income, after the discharge of its liabilities, as sacred to the cause of Education, perfect its organization by a Board of Directors, of whom one should be made the President, vesting in the Board the ordinary corporate powers; and thereby, as far as possible, disconnect it and its government, from all improper influence, or the appearance of it. To do this, however, successfully, the example furnished in the organization of the Supreme Court, of selecting gentlemen of qualification from both political parties, is worthy of imitation; and it would relieve the Governor of responsibilities, which certainly are not desirable, and from the nature of which, his other, and paramount duties render it difficult, if not impossible, for him to perform, satisfactorily to himself, or the country.

It has occurred to me, that this is a propitious time, to bring to the notice of the General Assembly, a question, intimately connected with the prosperity of the State.

Heretofore, our energies have been directed to the construction of Railways. Has not the time arrived when the State should extend its aid to our enterprising citizens, in the establishment of a line of Steam Propellers from Savannah to England, or even the continent of Europe?

The success of private Companies, in navigating the ocean by steam, is generally known; and the advantages resulting to such of our Atlantic cities as are directly connected with it, are obvious. Why should we expend our millions, in affording a cheap and expeditious railway transportation for the agricultural products of the State, to Savannah? Certainly not, because it is expected that our cotton, bread-stuffs, &c., are to be consumed at this port. but on reaching there, may be shipped abroad, and seek more remunerating markets. Should the foreign market be reached by direct shipment, or by the circuitous route of New York, with a

long list of charges and expenses, which might be avoided, is the question.

If it was good policy in the State, to expend four millions in the construction of a railway, which by its connection with others, enables the farmer from our extreme limits, to offer his surplus products, at a remunerating price in Savannah, why not, by further facilities, enable him to offer his commodities in England, France or Germany, at better remunerating prices? Why should the producers of Georgia be dependent on the city of New York, for the articles they consume, of foreign production or manufacture, as well as the price they receive for the products of the farm? The answer is, that New York has the capital, by the skillful management of which, she commands the whole commerce of the country. By this engine of power, New York fixes the standard of value of our exports, to some extent, at least, and exacts from us tribute, in the way of charges, for receiving and forwarding, storage, wharfage, drayage, and commissions, besides the profits of the merchants through whose hands they pass, until they reach the hands of the consumer. This is true of our exports, as well as imports. Every farthing paid for these objects, must of necessity, according to the laws of trade, diminish the market value of the products of the Georgia farm, in Savannah.

But it may be asked, would a line of Steam Propellers from Savannah to England, or the Continent, relieve us? Perhaps not entirely, but to some extent, I have no doubt.

Commercial facilities, in the transportation of produce or merchandise with regularity and dispatch, are, in fact, a part of the merchant's capital, and to that extent, at least, it would be the introduction of it into our State. Is not much of the business of New York, based upon a system of credits, that has grown up in large dimensions, mainly from the facilities of commercial intercourse with England and Europe?

This credit is capital, for all practical purposes, while confidence remains firm and unshaken; and we, of Georgia, are forced to yield up just so much of the value of our products, by the present course of trade, as pays the enormous profit to the city of New York, by which this system of credits is kept afloat. Does it become us to pay tribute to New York? We produce the staples upon which a respectable portion of the commerce of the country is based; why should we then, with this solid capital, be dependent upon other cities, to convert it into cash, or exchange it abroad for such articles as we desire to consume?

I am not insensible of the difficulties that lie in the path of success, yet, I cannot forbear the expression of the opinion, that a great step to be taken to elevate the State and increase the reward of Agricultural industry, is to

stimulate a direct trade between our own seaport and ports abroad. and, if to accomplish this end, the credit of the State should be found necessary, to a limited amount, the wisdom of the policy, in my humble judgment, would soon become so apparent, as to command the approbation of the country.

These suggestions are respectfully submitted, more with the hope that they will excite a spirit of inquiry and investigation, than with any confident expectation that they will be at once acted upon. The necessity, therefore, of entering fully into the discussion, is not believed to exist at this time.

Under a Joint Resolution of the last General Assembly, as also the preceding one, it was made my duty to appoint a Committee to inquire into the state of Education in Georgia, to report to the next Legislature on the present Poor School laws, to recommend any alteration in the same, that might to them, seem advisable, or to suggest a plan for general education, if conceived by them expedient, accompanied with a Bill for carrying out the same. Under the first Resolution, adopted in 1847, the Hon. A. H. Chappell, Bishop Elliott, and Dr. Leonidas B. Mercer, were appointed a Committee. They failed, however, to report to the last Legislature.

It is proper I should also state, that a part of the Committee, as came to my knowledge, bestowed considerable labor in collecting materials preparatory to the Report. A regret was felt, and by none more than myself, that a report from these gentlemen, so favorably and generally known, was not made. The last Legislature substantially adopted the Resolution of the preceding one, containing the same highly objectionable feature, requiring me to appoint a Committee to prepare a report upon this subject to the Legislature, "provided the same could be done without cost to the State, or cost upon the School fund."

During the early part of the last year, an opportunity was offered for consultation with an eminent citizen, who, from education, pursuits and practical experience, was well informed of the wants of the country in reference to the subject, and who kindly assured me of his willingness to serve the public in this respect, if, upon reflection, he should become satisfied that he could do so with satisfaction to himself, or with benefit to others. Within the last forty days, the Rev. George F. Pierce, the gentleman referred to, through a friend, notified me of his readiness to engage in this arduous duty. Dr. Talmage, President of the Oglethorpe University, and Dr. L. B. Mercer, of Lee, were associated with him, from each of whom, the gratifying assurance has been received, of their ready co-operation. From the Report of this Committee, which may

be expected at an early day, valuable information and suggestions, deserving the consideration of the Legislature, may be confidently anticipated.

I consider, from the high character, literary attainments, the zeal, and general knowledge of the wants of the State, which these gentlemen will bring to the task of preparing a Report on the subjects embraced in the Resolution, the country has a guarantee of its ability and practical utility. It is contemplated by the terms of the Resolution, that the report will be made directly to the Legislature, by the Committee.

Upon this important subject, of universal interest, I have, in the discussion of other questions, incidentally referred to some of the considerations that may arise in this. One or two additional suggestions only, will be offered at this time.

Judging from the demonstrations made during the past summer, in behalf of Education, it may be assumed, that a large proportion of the intelligence of the State is in favor of abolishing the present system, (if it can be so regarded,) of educating the poor, and adopting free schools, common to all, in its stead. A system of common schools, I doubt not, may be established, adapted to the wants of our people; but to plant and rear so delicate a bud, and at the same time, of such incalculable importance to the future character of the State, requires the fostering hand of the Legislature.

The arguments in favor of Common Schools, to my mind, are clear and unanswerable; but obvious propriety will not allow me to notice but one or two.

Equality in the distribution of benefits by the State to its people, is a cardinal principle of Justice. When this principle is observed, you produce amity, concord and friendship; when disregarded, the consequence is heart-burnings, discontent and opposition. Success in this noble work of educating the youth of the State, and thereby preparing them, in some measure, at least, for future usefulness to themselves, their families, and their country, is the business of all classes and conditions, conjointly and harmoniously co-operating to bring about one general result.

There is in the human heart, a feeling of approbation and security in systems of education, as well as others, that are based upon equal rights; while the opposite feeling of repugnance and mistrust, springs up for that munificence that degrades the objects of its care, by odious distinctions. The poor parent may desire to see his child educated, and feel himself unable to furnish the means, but he does not wish to be pointed at as an improvident father, who, from folly or crime, is unable to discharge



this duty to his child; and, again, the generous, high-souled youth would sooner grope his way in ignorance through life, than to enter the school-room to be taunted and jeered by his fellows as a charity scholar. False as may be deemed this pride, it is a part of the nature of man, and if it is the design of your policy to be useful, your education must be general, and every difficulty removed, as far as possible, to the consumation of this object. You must invite, encourage, and induce parents to discharge their duty to their children, in this respect. You cannot, and ought not, to force them. But all disgrace, real or imaginary, all inequality between the rich and the poor, is swept away the moment your system of education is common to all.

A commendable emulation is excited, a closer communion produced, ties of friendship created, and a broader field is opened for the full exercise of the manly feelings, which, if not planted in youth, never take root, by the rich and the poor mingling together, and deriving instruction from the same source. But conclusive as I believe the arguments to be, in favor of Common Schools, over the system of educating the poor, provided by the act of 1843, I forbear further remarks, and apply myself to the consideration, briefly, of the capacity of the State to furnish adequate means for a system of Common Schools.

What are the resources of the State, and by what means is the required sum to be raised, for the object under consideration? This is the great question, and upon the correctness of your decision in this regard, hangs the destiny of this measure.

The Bank-Stock, the income from which is, under the law of 1843, applied to educating the poor, is an appropriate fund to be applied to this object, whenever the State provides for the holders of bonds of the Central Bank. The next source of permanent income for this object, should be the net income from the Western and Atlantic Railroad, after the present liens, and such as may be necessary to incur for its immediate equipment and repairs, have been redeemed; and the deficiency, if any, should be supplied by a *per capita* tax.

From these three sources, it is believed, adequate means for the most enlarged usefulness might be obtained, if not presently, at no distant day. In the meantime, while the Railroad is engaged in discharging its liabilities, let the income from the Bank-Stock, and the Poll-Tax, be applied to the preparation of teachers, selected from among our own young ladies and gentlemen, and educated at our own Schools and Colleges. The leading Christian denominations in our State have, within a few years past, founded Colleges, and are annually returning to society, highly

cultivated and moral young men, eminently qualified to take the lead in this great work. Besides these Denominational Colleges, there is the University of the State; what may it not accomplish in the preparing and qualifying of young men to engage in this important service.

Encourage these several Colleges, by selecting in some equitable mode, such young men as are willing, for a period of years, to engage in the duties of teaching, to indemnify for the money expended in educating them, and you have a guarantee of securing a corps of teachers, thus organized, of greater usefulness to the country, than by any other plan that has suggested itself to my mind.

But if this plan be not acceptable, let a better one be adopted. It has occurred to me, that providing the necessary means and securing competent teachers, unexceptionable in all respects, would be the greatest difficulty to overcome. For immediate use, no income need be expected from the Railroad. The deficiency from that source, if it should be deemed advisable to commence the system at once, might be supplied by taxation, or by the State issuing bonds, the interest accruing thereon only, to be paid by the State, which should be an ultimate charge upon the receipts of the Western and Atlantic Railroad. This, I should consider, however, obnoxious to some objections, and therefore, do not press it; but would, with great deference, advise the assessment of a poll-tax, which, with the income from bank-stock, should be applied, first, to the qualification of teachers; but if it is believed a sufficient number could be engaged qualified, not merely from literary attainments, but from association, principle, and sympathy with the people of Georgia, the experiment might well be made, and its beneficial results tested, from the sources of income alluded to. Should, however, the poll-tax and bank-stock not furnish a fund, commensurate with the high claims of education upon the Legislature, let the deficiency be supplied by an open and undisguised requisition upon the property of the State.

If it is the wish of property-holders, to see the blessing of education extended to all classes and conditions of our people, they will yield to the necessity that demands the means; but if they do not, the hope of success must be deferred to a more favorable season. But, whatever may be the fate of your efforts to mature a system of common schools at this time, I cannot too earnestly urge upon you the importance of pledging the Western and Atlantic Railroad, with its net income after discharging its liabilities, to the great object, in which all are interested, of common schools. Should the system recommended, or any other, receive the favorable consideration of the Legislature at this time, however limited the means may be

at your command, you must have a head—an able and responsible Agent or Superintendent, whose duty it shall be to see to the faithful execution of your own plans; or your brightest hopes will end in disappointment.

Copies of the reports of the Commissioners of the Deaf and Dumb Asylum, and of the Trustees of the Lunatic Asylum, are herewith transmitted. These several reports are commended to the careful consideration of the Legislature, as containing highly satisfactory evidence of the fidelity with which these Institutions have been managed, and the corresponding improvement and benefit derived by those afflicted and unfortunate classes of our people. These benevolent institutions were founded in the warm sympathy all should feel for the afflictions and sufferings of others, and the necessity of protecting the community from the possible violence and annoyance of unfortunate beings, deprived of reason.

Each of these Institutions should receive the fostering care of the Legislature: and I would fondly hope that nothing will be left undone to extend the sphere of their usefulness, that all necessary means will be provided, for enlarging the comfort of the Lunatics, and increasing the probabilities of their restoration, and for gladdening the hearts of the Deaf and Dumb by unveiling to their understandings the treasures of knowledge, and pointing out to them the path of a virtuous, industrious and useful life.

These are solemn trusts, confided to your care, and cannot fail to command your attention and cordial support. The probable amounts required for the support of each Asylum, will be found in the respective reports.

All efforts to adjust the question of boundary between this State and Florida, by reference or negotiation, have failed. At the instance of the latter State, a bill has been filed, and the question is now pending before the Supreme Court of the United States for its decision. The correspondence not heretofore communicated to former Legislatures, and printed, is transmitted. Believing it to be my duty to have the interest of the State protected, the Hon. J. M. Berrien was engaged, as the Attorney of the State, for that purpose.

• The Legislature appropriated \$1000 to erect a monument over the remains of the Hon. John Forsyth, which are interred in the Congressional burying ground at Washington City, and directed me to cause the same to be put up with suitable inscriptions, &c.

Upon consultation with a member of Mr. Forsyth's family, it was deemed advisable to suspend action under the Resolution, and refer the subject again to the Legislature. It would certainly be more congenial to the feelings of Mr. Forsyth's family and the people of the State,

that this testimonial of regard should be erected on some conspicuous site in our State. The illustrious dead was endeared to the people of Georgia, by a life devoted to their interest; and it appeared to me that there was a peculiar propriety in conforming my action to what I am sure, must be the general wish of all, that the monument contemplated, should be erected on the public grounds near the State House, or at some more eligible place, and that such addition be made to the appropriation, as would accomplish the object in a style worthy the character of the State, and its distinguished son.

At the same session, two hundred dollars was appropriated to erect a Tombstone over the remains of General Jared Irwin, former Governor of this State. Upon advising with the surviving daughter of Governor Irwin, I was induced to suspend the execution of the law directing it to be done, and refer the matter to the Legislature for such action as it might deem worthy and proper to perpetuate the memory of one who has rendered valuable military and civil services to the State.

Under the authority of an act of the last General Assembly, the unsurveyed lands in the county of Ware, were directed to be surveyed and sold. One hundred and seventy lots have been surveyed, and advertised for sale on the first Tuesday of this month, at the Court-house of Ware county. A large proportion of the Okefenokee Swamp remains unsurveyed, and from the report of the Surveyor, engaged in this service, it would be attended with vast expense to push the survey further than has been done, without much probability of the State ever being reimbursed for such an expenditure. What disposition should be made of the unsurveyed lands in Ware, consisting mostly, if not entirely, of the Okefenokee Swamp, is respectfully submitted to the Legislature.

By a recent decision of the Supreme Court, a sale of certain fractional lots of land, authorized under the act of 1847, lying in the territory disposed of under the Lottery act of 1825, has been declared void, upon the ground, it is understood, that the contract between the State and original purchasers of these fractions (at least in the case that was decided,) was impaired by the subsequent sale under the act of 1847. This decision has not, I believe, been published, and I have had no opportunity of seeing it, but if correctly stated above, provision should be made by law, authorizing the Treasurer to pay back to the purchasers, the purchase money and grant fees received under the act of 1847.

Other lands, declared forfeited by the act of 1849, in the county of Ware, if not granted by the first of October, 1850, would have been offered for sale, at the same time

and place, the newly surveyed lands were, but for the apprehension that the principle settled by the Supreme Court in the decision referred to, would apply to them also.

I found that many errors had taken place in issuing grants for fractions, and chiefly because no numerical book had been provided so that an entry could be made in this Department when the grant passed; hence, I thought a necessity existed for having prepared a book containing the fractional lots of land throughout the State, arranged alphabetically as to counties, and similarly to the land lottery books in number. Such a book has been prepared with great care and labor, and a vacuum that has heretofore existed in our land books. This labor has been performed by John T. Smith and Julius M. Patton, for which a fair compensation should be allowed them.

Brinkley Bishop, convicted of murder in the county of Bibb, James Norris in Butts, James Johnson in Baldwin, and Garland D. Cornett in Morgan, have been respited to December next; Bishop to the 12th, Norris to the 5th, Johnson to the 26th, and Cornett to the 19th. Copies of the evidence upon which the several convictions were founded, with the petitions in each case, are respectfully transmitted to the Legislature.

I felt it my duty to withhold my approval of two Acts of the last General Assembly, and two Resolutions, which are transmitted to the respective Houses of the Legislature, in which they originated, with my objections to each.

I herewith transmit the Resolutions of different States, received since the adjournment of the last General Assembly, for the consideration of the Legislature.

By a Joint Resolution of the last General Assembly, I was authorized to have the Digest prepared by Thomas R. Cobb, Esq., of the Statute Laws of the State, with a notice of the decision of the Supreme Court on each, as far as practicable, thoroughly examined by a competent Committee, and if found correct and faithful, to subscribe for a number of copies not exceeding three thousand, at a price not to exceed \$4 per volume. Under the authority of this Resolution, Francis H. Cone, Junius Hillyer, and Edward H. Worrell, Esquires, were appointed the Committee, who, after discharging the duties assigned them, reported most favorably of the work, recommending the "plan as simple, plain and intelligible, presenting all laws under appropriate heads, so as to make them readily accessible, almost without the aid of an Index, and that the whole execution of the work bears abundant testimony to the accuracy, ability and carefulness of the Compiler," a copy of which report is transmitted.

Having entire confidence in the fidelity of the report,

and being fully sensible of the necessity of such a work, I did not hesitate to subscribe for the full number of copies authorized under the Resolution.

A copy of this work has been sent me in two volumes, neatly bound, printed with new type on good paper; and I cheerfully add my testimony, as far as I am able to judge, to that of the Committee, of the fidelity with which it has been gotten up, and its utility with every class of our citizens. It should be borne in mind that this work was printed in Athens, Georgia, and to this extent should be favorably regarded, as the money paid for the labor, at least, will remain in the country. To afford becoming encouragement to this enterprise, two thousand dollars of the State's subscription was advanced out of the Contingent Fund, to this object.

In the month of April last, a vacancy occurred, by the resignation of William B. Tinsley, in the office of Treasurer of the State. Julius M. Patton, Esq., a former Secretary of the Executive Department, having resigned that office, was appointed by Executive Order, Treasurer of the State, who, upon giving bond and taking the oath of office, entered upon the discharge of his duty; and Logan E. Bleckley was appointed Secretary of the Executive Department.

Two vacancies in the office of Solicitor-General, one in the Flint, and the other in the Southern Circuit, have also occurred by resignation; and both have been filled by Executive appointment: R. Manson Stell, Esq., was appointed for the former Circuit, and George W. Jordan, Esq., for the latter.

The Report of the Principal Keeper of the Penitentiary, will be printed and laid before the General Assembly at an early day, with a detailed Statement of the business of the same, for the last two years, to which I respectfully refer you.

I felt it my duty to recommend to the last General Assembly, the propriety of classifying and separating the convicts within the walls, according to the moral turpitude of the offence committed. Satisfied of its importance in bringing about reformation, the recommendation is renewed.

For the last two years, the expense of subsisting the convicts has been largely increased. Pork and corn were scarce, and commanded nearly, or quite 100 per cent. on the prices paid the preceding two years. Independent of this consideration, the short supply of tan-bark that could be obtained, after the most diligent efforts, has reduced the income from tanning of leather, and manufacturing shoes. Other supplies of material, suitable to the wood-shops, were found scarce and high. While the effects of

these causes were sensibly felt, the difficulty of finding sale for the manufactured articles at remunerating prices, was also experienced, rendering the two last years less productive of profit than the two preceding. The assets reported in the Book-Keeper's Department, show the ability of the Institution, if a fair proportion is collected, to sustain itself for the next two years, without Legislative aid. For the last four years, no aid, whatsoever, has been received from the State Treasury ; in view of which, a claim of the Penitentiary against the State, amounting to \$4,753 03, I would recommend to be paid. By reference to the items of this account, the justice of the claim cannot be reasonably denied as a legitimate charge upon the Treasury.

At the last session, an unsuccessful effort was made, to apply a part of the convict labor to the manufacture of Freight and other Cars, for the use of the State Road. The facilities afforded by the completion of the Milledgeville and Gordon Railroad, to transport Cars from the Penitentiary to the State Road, renders this subject worthy of your consideration. The demand for the Railroad Cars will exist as long as the different Railroads of the State are worked, and the probability of an over-supply is not so great as to discourage the undertaking. So far as the State Road is concerned, it may be well considered as a proper application of convict labor.

In reference to the several acts of the General Assembly, for the organization and discipline of the Militia of the State, so much has been communicated by my several predecessors and myself, and so little done, that I reluctantly bring the subject to your notice. Our present Militia system is one of the few, in which any change might be regarded an improvement, and none seem more demanded, than a total repeal of all laws on the subject, that the Legislature may be disencumbered of the rubbish, crowded into the Digests, by successive Legislatures amending, repealing and reviving Acts and parts of Acts on the subject.

It is believed, if your legislation was directed to the organization of volunteer companies, and the adopting of a plan for ascertaining with accuracy the effective force of the State, each year, above the age of 18, and under 45 years, much more would be accomplished, than is done under the present system.

The inducement to organize volunteer companies, may be made sufficiently great to afford a reasonable assurance, that one-third of the State capable of bearing arms, would at all times be found attached to volunteer associations. The effect of this policy would be, to have always ready,

an effective force, somewhat trained, at least, in the use of arms, for any emergency.

Under the present plan, the only reliable force to meet any crisis, however great, are the volunteer companies now organized. A commendable spirit to form volunteer associations, has manifested itself in many sections of the State, within the last four years, but their ardor has been checked, from my inability to furnish arms and equipments. This I regard as a great misfortune. To the strong arm and stout heart of the citizen soldier, must we look for protection in peace and in war; and in view of a possible disturbance, however remote it may appear to many, of the amicable relations existing with the States of the Confederacy, or a disturbance more strictly local in its character, does it not devolve upon the Legislature to provide arms and munitions to equip at least one-third of the militia force of the State? This subject addresses itself with peculiar force to the Legislature at this time, from the attitude assumed by the people in Convention last December, that "Georgia would and ought to resist, (even as a last resort,) to a disruption of every tie which binds her to the Union, any action of Congress upon the subject of slavery in the District of Columbia, or in places subject to the jurisdiction of Congress, incompatible with the safety, the rights and the honor of the slaveholding States." Will Georgia "take no step backward?" Will the triumphant majority that have ratified this sentiment, consent that they should not be provided with arms and munitions of war, if need be, to enable them to maintain this patriotic sentiment? or will this wise and precautionary measure be postponed, under the persuasion that the necessity contemplated by the resolutions of the Convention, will never arise? If even this was certain, or the probabilities far greater than the history of passing events would justify us in believing, I submit it to the sound judgment of the Legislature, if the adoption of the measure here recommended, of arming the people, would not do more to prevent usurpation of power by Congress, in this respect, than the adoption of the Resolutions themselves. The State that arms its citizens, and gives warning to the aggressor to beware of the next blow, will be respected; but an enunciation to the world, unaccompanied with any preparation to sustain it, would rather accelerate, than arrest the apprehended aggression, which I am sure it must be the wish of all to prevent, however widely we may differ as to the means best calculated to effect that object.

These reflections are submitted with no partisan spirit, with no design to irritate, or to recall the past. That is the appropriate duty of the historian; my duty is to deal



with things as they exist, to earnestly urge upon your consideration whatever in my judgment, will conduce to the safety, honor and happiness of the State, irrespective of every consideration but the public weal.

Having brought to the attention of the Legislature, such measures, as in my judgment, should engage its attention, my duty is well nigh ended. Ever tolerant and respectful of the opinions of others, I have never failed on suitable occasions to avow my own, on all questions, State or Federal, of public concernment. It has been my constant object, so to exercise my official duties as to maintain, perpetuate and advance the honor, the rights, liberty and prosperity of the people of Georgia; to impress upon the public mind the solemn obligation of observing good faith in all things; to diffuse among all classes the blessings of education; to stimulate the people to increased industry by developing the vast resources of the State; to inspire all with a fresh love of Country, Liberty and Equality.

These have been objects of my unremitting solicitude. And if on this occasion, I abstain from adverting to some measures connected with these objects, which have so widely and deeply agitated the public mind, growing out of the late action of Congress, it is not because the opinions I have so often expressed, have undergone a change, or of a desire to conceal them, but in deference to the popular will, and my reluctance to throw any possible obstacle, or attempt to do so, in the way of a full and entire restoration of fraternal feelings and harmonious action, among the people of the State.

Whatever destiny may await us, whether of prosperity or adversity, we cannot too often invoke the guidance of that Infinite Being, whose favor is power, whose displeasure is weakness.

GEORGE W. TOWNS.

Mr. McDougald laid upon the table the following Resolution—

*Resolved*, That one hundred and fifty copies of the Message just read, and the accompanying Documents, be printed for the use of the House; which was read and agreed to.

A Committee on the part of the Senate, consisting of Messrs. Tumlin, Bryan and Bird, appeared at the Bar of the House, and announced to the Speaker, that in pursuance of an order of their body, they then attended to deliver to the House the returns from the several counties in this State of the election of Governor, the same having been sent to the Senate by His Excellency, the Governor; which were received.

Mr. Bartow offered the following Resolution; which was agreed to, to wit—

*Resolved*, That the Clerk be directed to inform the Senate that the House will be pleased to receive them at half past 3 o'clock, this day, to proceed to counting of the votes for Governor.

On motion, the House then adjourned until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met, pursuant to adjournment.

The question then recurred on the resolution designating the day to elect judges and solicitors.

Whereupon, Mr. Russell offered the following, as a substitute.

*Resolved*, That a committee of \_\_\_\_\_ be appointed by the Chair, to report to this branch of the General Assembly the proper time and mode of electing a Judge of the Superior Court of the South-western Circuit, and a Judge of the Superior Court of the Coweta Circuit, an Attorney General for the Middle Circuit, a Solicitor General for the Southern Circuit, a Solicitor General for the Western Circuit, a Solicitor General for the Northern Circuit, a Solicitor General for the Cherokee Circuit, a Solicitor General for the Ocmulgee Circuit, a Solicitor General for the Flint Circuit; and that the Committee make their report to this body at their earliest practical convenience.

Mr. Mobley moved to amend the substitute by striking out all that part relative to the election of Solicitors General; which motion was lost.

The question then recurred on the adoption of the substitute, in lieu of the resolution, as amended, and was decided in the negative.

The resolution as amended was then taken up and agreed to.

On motion of Mr. Bartow, the Clerk was directed to inform the Senate that the House of Representatives is now ready to receive them in their Chamber, immediately, for the purpose of counting out and adding up the votes polled at the last gubernatorial election.

Mr. McDougald offered the following resolution.

*Resolved*, That the members of the late December Convention sojourning in the City, be invited to seats upon the floor of the House.

Mr. McDougald then moved to take up the resolution.

The President and members of the Senate attended in the House of Representatives, and the General Assembly

proceeded to examine and count the votes returned from the several counties in this State for Governor; and on counting up and consolidating the same, it appeared that Howell Cobb had received 57,397 votes, and Charles J. McDonald had received 38,824 votes, and Charles J. Jenkins one vote.

The Honorable Howell Cobb having received a majority of the whole number of votes given in, was therefore declared to be duly elected Governor of the State for the ensuing year.

The President and members of the Senate then withdrew.

Mr. Harris offered the following resolution, which was taken up and agreed to.

*Resolved*, That a committee of five be appointed by the House, to join such committee as may be appointed on the part of the Senate, to wait upon his Excellency, Governor Cobb, and inform him of his election as Governor of this State, and request his acceptance of the same.

Whereupon, the Speaker appointed Messrs. Harris, of Clarke, Wofford, Atkinson, Bartow, and Milledge.

The following message was received from his Excellency, the Governor, by Mr. Smith, his Secretary.

MR. SPEAKER: I am directed by his Excellency, the Governor, to lay before the House of Representatives a communication in writing.

Which was laid upon the table.

The following message was received from the Senate, by Mr. Glenn, their Secretary.

MR. SPEAKER: The Senate has passed the following resolution.

*Resolved*, That a committee of five be appointed to meet such committee as may be appointed by the House of Representatives, to wait on the Honorable Howell Cobb, and inform him of his election as Governor of this State, to request his acceptance of the office, and to make all necessary arrangements for his inauguration; and the following committee has been appointed on the part of the Senate:

Messrs. Anderson, Hardeman, Farris, Mosely, and Dickinson.

The House then adjourned until tomorrow morning, at 10 o'clock.

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WEDNESDAY, Nov 5th, 1851.

Mr. McDougald moved to reconsider so much of the Journal of yesterday, as relates to the Resolution ordering 150 copies of the Biennial Message and accompanying Documents, of His Excellency, Governor Towns: which motion prevailed.

Mr. Harris, of Clarke, from the Committee appointed on the part of the House, made the following Report :

The Committee appointed on the part of the House to join the Committee on the part of the Senate, to wait upon the Governor elect, and notify him of his election, and ascertain whether he accepts the office, and at what time it will suit his convenience to take the oath prescribed by the Constitution of this State, report :

That they have discharged the duty assigned them, and received for an answer, that he accepts the office, and will be ready to attend in the Representative Chamber this day, at 12 o'clock, M., to take the oath of office prescribed by the Constitution of this State, and of the United States.

The House took up the unfinished business of yesterday, which was Mr. McDougald's motion to take up the Resolution permitting the members of the late December Convention, to take seats on the floor of this House.

Whereupon, Mr. McDougald withdrew his motion.

Mr. Bartow moved to suspend the call of the counties to-day. Which motion prevailed.

The following message was received from the Senate, by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has concurred in the resolution of the House of Representatives, providing for the appointment of a Joint Committee, to wait upon the Hon. Howell Cobb—inform him of his election, as Governor of this State—to request his acceptance of the office, and make all necessary arrangements for his inauguration, and the following Committee have been appointed on the part of the Senate :

Messrs. Anderson, Hardeman, Faris, Mosely and Dick-inson.

The Senate has also concurred in the resolution of the House, bringing on certain elections, therein named, on Monday the 10th instant.

On motion of Mr. McDougald, the House took a recess until one quarter before 12 o'clock.

The House again convened ; when the following message was received from the Senate, by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate have concurred in a resolution of the House, bringing on the election of a Judge of the Supreme Court, an Attorney-General for the Middle Circuit, a Solicitor-General for the Eastern Circuit, a Solicitor-General for the South-Western Circuit, a Solicitor-General for the Chattahoochee Circuit, a Solicitor-General for the Southern Circuit, a Solicitor-General for the Flint Circuit, a Solicitor-General for the Cherokee Circuit, a Solicitor-General for the Ocmulgee Circuit, a Solicitor-General for the Western Circuit, and a Solicitor-General

for the Northern Circuit, on Thursday the sixth instant, with an amendment to which, they ask the concurrence of the House of Representatives.

On motion of Mr. McDougald, the Clerk was directed to inform the Senate, that the House of Representatives are now ready to receive them in their Hall, for the purpose of attending to the inauguration of the Governor elect; which duty being performed at 12 o'clock, M., the President and members of the Senate attended, and being seated, the Governor elect was introduced by the Joint Committee, attended by the Secretary of State, Secretaries and Messenger of the Executive Department, Comptroller, Treasurer, and Surveyor-General, Director and Cashier of the Central Bank, the Judges of the Supreme Court, Reporter and Clerk, Judges of the Superior Courts, Members of Congress, Ex-Governors, and Ex-Members of Congress, and other distinguished visitors and citizens; when he addressed the General Assembly, and took the oath prescribed by the Constitution of this State, and of the United States.

The Governor, attended by the Committee, having withdrawn, the President and members of the Senate repaired to their chamber.

On motion, the House then took up the amendment of the Senate, to a resolution of the House, bringing on elections therein named; which amendment was as follows: "Also, a Senator to serve the State in the Senate of the United States for six years, from the third day of March, 1853."

On motion of Mr. Tift, the House refused to concur in the same.

The House then adjourned until 10 o'clock to-morrow morning.

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#### THURSDAY, Nov. 6th, 1851.

In pursuance of a previous order of the House, the Speaker appointed the following as the Committee on Privileges and Elections:

Messrs. Wolford, of Cass, Irvin, of Wilkes, Chastain, of Union, Cobb, of Deady, Harris, of Clarke, Trippe, of Monroe, Henley, of Lincoln, Gilbert, of Wilkinson, Mobley, of Harris, Cameron, of Chautauog, and Fall, of Henry.

Mr. Willis B. Reeves, member elect from the county of Pulaski, produced his credentials, and having been duly qualified, took his seat.

Mr. Harris, of Clarke, offered the following Resolution, which being read, was taken up and agreed to:

*Resolved*, That the Secretary of State be, and he is, hereby, directed to deliver to the Clerk of this House, all Acts of the last General Assembly, providing amendments to the Constitution, which originated in the House of Representatives, and that the Clerk report the same to this body.

The Speaker announced from the Chair, a communication in writing, purporting to contain testimony, contesting the election of the member from Scriven, which, on motion of Mr. Bartow, was laid upon the table.

Mr. Stephens laid upon the table the following Resolution :

*Resolved by the Senate and House of Representatives of the General Assembly of the State of Georgia*, That they will meet in the Representative Chamber on Friday, the 7th instant, at 11 o'clock, A.M., and proceed to the election of a Senator of the United States for the term of six years, from and after the 4th March, 1853.

On motion to suspend the rules of the House and take up the same, the yeas and nays were required to be recorded ; and are—yeas 53, nays 75.

Those who voted in the affirmative, are Messrs.

Allred,	Loveless,
Anderson, of Wilkes,	Lowe,
Armstrong,	Langmade,
Baugh,	Mobley,
Bulloch,	Powell,
Barlow,	Pickett,
Cobb, of Dooly,	Richardson,
Cobb, of Harris,	Ramsey,
Clark, of Oglethorpe,	Roberts,
Clark, of Stewart,	Robinson, of Laurens,
Cameron, of Telfair,	Robinson, of Macon,
Dyer,	Shewmake,
Deadwyler,	Smith, of Hancock,
Dorminy,	Stephens,
Dawson, of Greene,	Thurmond,
Erwin, of Forsyth,	Trippe,
Felton,	Tillman, of Tattnall,
Fuller,	Tillman, of Appling,
Fall,	Wofford,
Fannin,	Waldhour,
Grant,	Woodward,
Harrison,	Wooldridge,
Hackney,	Wynn, of Oglethorpe,
Harris, of Clarke,	Winn, of Gwinnett,
Irvin, of Wilkes,	Williford,
Janes,	Wallace,
Knox,	

Those who voted in the negative, are Messrs.

Atkinson,	Hall,
Anderson, of Franklin.	Jackoway.
Bartow,	Lewis,
Bellinger,	Lott,
Born,	Latimer, of Cobb.
Byrd,	Morehouse,
Barr,	Merrell,
Barnett, of Butts,	Morel,
Barnett, of Henry.	Moreland,
Brinson,	Morris,
Bivins,	Milledge,
Baynes,	Moon,
Bailey,	McComb,
Bloodworth,	McLain,
Culler,	McDougald,
Cannon,	McAfee,
Christie,	McFarland,
Carr,	Nasworthy,
Cameron,, of Chattooga,	Patterson,
Castens,	Price,
Chastain,	Phillips,
Dawson, of Putnam,	Pierce,
Edwards,	Reeves,
Fowler,	Russell,
Floyd;	Raulerson,
Gray,	Staten,
Gilmore,	Sumner,
Gardner,	Scarlett,
Gilbert,	Smith, of Coweta,
Henry,	Seward,
Holland,	Tift,
Henly,	Thornton,
Harris, of McIntosh,	Watts,
Hussey,	Wall,
Harper,	Williams, of Upson,
Hendrick,	Williams, of Jasper,
Hill,	

So the motion to suspend the Rule was lost.

The following Bill of the House was taken up and read the second time, to-wit :

A Bill to prohibit the importation or introduction hereafter, of any negro slave or slaves into this State, for the purpose of hire, sale or trafic, and for other objects therein mentioned.

Mr. Seward moved to refer the same to the Committee on the Judiciary; whereupon, the yeas and nays were required to be recorded: and are yeas 104, nays 24.

Those who voted in the affirmative, are Messrs.

Atkinson,	Janes,
Allred,	Loveless,
Anderson, of Wilkes,	Lowe,
Bartow,	Lewis,
Bellinger,	Lochlin,
Barr,	Lott,
Barnett, of Butts,	Latimer, of Cobb,
Barnett, of Henry,	Langmade,
Brinson,	Morehouse,
Baugh,	Merrell,
Bulloch,	Morel,
Bivins,	Mobley,
Baynes,	Moreland,
Bloodworth,	Morris,
Cobb, of Dooly,	Milledge,
Cobb, of Harris,	Moon,
Clark, of Oglethorpe,	McLain,
Clark, of Stewart,	McAfee,
Cannon,	McFarland,
Christie,	Nasworthy,
Carr,	Patterson,
Castens,	Pickett,
Chastain,	Phillips,
Dyer,	Perkins,
Deadwyler,	Richardson,
Daniel,	Ramsey,
Dawson, of Greene,	Robinson,
Edwards,	Reeves,
Erwin, of Forsyth,	Raulerson,
Fowler,	Shewmake,
Fuller,	Staten,
Fall,	Sumner,
Floyd,	Scarlett,
Fannin,	Smith, of Hancock,
Gray,	Smith, of Coweta,
Grant,	Stephens,
Gardner,	Seward,
Gilbert,	Tift,
Henry,	Thornton,
Harrison,	Thurmond,
Hackney,	Trippe,
Holland,	Tillman, of Tattnall,
Henly,	Tillman, of Appling,
Harris, of McIntosh,	Watts,
Harris, of Clarke,	Waldhour,
Hussey,	Woodward,
Harper,	Wynn, of Oglethorpe,
Hendrick.	Winn, of Gwinnett,



Hill,	Walker,
Hall,	Wallace,
Irvin, of Wilkes,	Williams, of Upson,
Jackoway,	Williams, of Jasper.

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	McComb,
Armstrong,	McDougald,
Born,	Powell,
Byrd,	Price,
Bailey,	Pierce,
Barlow,	Roberts,
Cameron, of Chattooga,	Robinson, of Laurens,
Dorminy,	Russell,
Dawson, of Putnam,	Wofford,
Felton,	Wooldridge,
Gilmore,	Williford,
Knox,	Wall.

So the motion prevailed.

The following message was received from the Senate, by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has receded from its amendment to the resolution of the House of Representatives, bringing on certain elections this day at 10 o'clock, A. M.

On motion of Mr. Thurmond, the order was suspended, and he introduced a Bill to alter and amend the third section of the first article of the Constitution of this State.

Also, a Bill to amend the attachment laws of this State ; which were severally read the first time.

The following message was received from His Excellency, the Governor, by Mr. Paine, his Secretary :

MR. SPEAKER : His Excellency, the Governor, has assented to, and signed a resolution, bringing on certain elections this day, at 11 o'clock.

On motion of Mr. Dawson, of Greene, the Clerk was directed to inform the Senate, that the House of Representatives are now ready to receive them in the Representative Hall, for the purpose of proceeding to the elections set apart for to-day ; which duty being performed, the President and members of the Senate attended, and proceeded to the election of a Judge of the Supreme Court, for the term of six years : and the ballots being received and examined, it appeared that the Hon. Joseph H. Lumpkin was duly elected.

They then proceeded to the election of an Attorney-General for the Middle Circuit, for four years, after the expiration of the term of the present incumbent ; and the

ballots being received and examined, it appeared that John T. Shewmake was duly elected.

They then proceeded to the election of a Solicitor-General of the Eastern Circuit, for the term of four years, after the expiration of the term of the present incumbent; and upon receiving and counting out the ballots, it appeared that Thomas Telfair Long was duly elected.

They then proceeded to the election of a Solicitor-General for the South-Western Circuit, for the term of four years, after the expiration of the term of the present incumbent; and upon receiving and counting out the ballots, it appeared that John A. Lyon was duly elected.

They then proceeded to the election of a Solicitor-General of the Chattahoochee Circuit, for the term of four years, after the expiration of the term of the present incumbent; and upon receiving and counting out the ballots, it appeared that Jack Brown was duly elected.

The Senate then withdrew, and the House adjourned until 3 o'clock, P M.

THREE O'CLOCK, P M.

The House met pursuant to adjournment.

The Speaker announced from the Chair, a memorial from Samuel H. Blackwell and Augustus W. Lane, contesting the election of James M. Williams and Elbert W. Baynes, members elect from the county of Jasper; and on motion of Mr. Robinson, of Laurens, the same was referred to the Committee on Privileges and Elections.

On motion, the Clerk was directed to inform the Senate that the House of Representatives are now ready to receive them in the Representative Hall, to proceed with the unfinished business; which duty being performed, the President and members of the Senate attended, and proceeded to the election of a Solicitor-General of the Southern Circuit, for the term of four years, after the expiration of the term of the present incumbent; and upon receiving and counting out the ballots, it appeared that P. F. D. Scarborough was duly elected.

They then proceeded to the election of a Solicitor-General of the Flint Circuit, for the term of four years, after the expiration of the term of the present incumbent; and upon receiving and counting out the ballots, it appeared that Joseph A. Thrasher was duly elected.

They then proceeded to the election of a Solicitor-General of the Cherokee Circuit, for the term of four years, after the expiration of the term of the present incumbent;

and upon receiving and counting out the ballots, it appeared that John Word was duly elected.

They then proceeded to the election of a Solicitor-General of the Ocmulgee Circuit, for the term of four years, after the expiration of the term of the present incumbent; and upon receiving and counting out the ballots, it appeared that Thomas P. Saffold was duly elected.

They then proceeded to the election of a Solicitor-General of the Western Circuit, for the term of four years, after the expiration of the term of the present incumbent; and upon receiving and counting out the ballots, it appeared that William J. Peeples was duly elected.

They then proceeded to the election of a Solicitor-General of the Northern Circuit, for the term of four years, after the expiration of the term of the present incumbent; and upon receiving and counting out the ballots, it appeared that John B. Weems was duly elected.

The Senate then withdrew to their chamber, and the House adjourned until to-morrow morning, 10 o'clock.

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FRIDAY, Nov. 7, 1851.

Leave of absence was granted to Mr. Wallace for a few days, on account of the sickness of his family.

Mr. Seward moved to reconsider so much of the Journal of yesterday as relates to referring the memorial contesting the elections of the members from the county of Jasper, to the Committee on Privileges and Elections; which motion was lost.

Mr. Bartow moved to take up the memorial contesting the election of the member from the county of Scriven, and refer the same to the Committee on Privileges and Elections; which motion prevailed.

Mr. McDougald moved to take up the reconsidered resolution, ordering the printing of one hundred and fifty copies of the biennial Message and accompanying documents; which motion prevailed.

Whereupon, Mr. McDougald moved to amend the same by striking out the words, "and accompanying documents," and inserting "together with such accompanying documents as the Speaker may designate;" which was agreed to.

The resolution, as amended, was then taken up and agreed to.

Mr. Tift introduced a Bill to amend an Act to Incorporate the Savannah and Albany Railroad Company, with power to extend the said road, and to construct branches, and for other purposes, approved December 25, 1847; so

as to extend the time for the commencement and completion of said road, and the continuance of said charter; which was read the first time.

Mr. Henry presented a petition from John W. Duncan, praying to be permitted to practice law in this State; which, on motion, was referred to a Select Committee, consisting of Messrs. Henry, Bartow and Scarlett.

Mr. Henry also introduced a Bill for the relief of Executors, and Administrators, and Guardians, &c ;

Also, a Bill to amend the first section of an Act entitled an Act to point out the mode for the Collection of Rents, approved 26th December, 1811 ; and also the first section of an Act entitled an Act to point out the mode for the Collection of Rents, and the Recovery of the Possession of Property within the city of Savannah and the precincts thereof, assented to 6th December, 1813 ;

Also, a Bill to Incorporate the Union Steamboat Company of Georgia and South Carolina ;

Also, a Bill to amend the Judiciary System ;

Which were severally read the first time.

Mr. Bartow introduced a Bill to extend the Charter of the Bank of the State of Georgia, and the Act amendatory thereof, and further to amend the same in relation to the number of Directors ; which was read the first time.

Mr. Cameron, of Chattooga, introduced a Bill to separate the offices of Tax Collector and Receiver in the county of Chattooga ; which was read the first time.

Mr. Powell introduced a Bill for the purpose of altering and amending the Road Laws of this State, and for other purposes therein mentioned ; which was read the first time.

Mr. Price introduced a Bill to appropriate money for the Improvement of the Navigation of the Coosa River between Rome and the boundary line between the States of Georgia and Alabama, and to appoint Commissioners for that purpose ; which was read the first time.

Mr. Knox introduced a Bill to compensate Grand and Petit Jurors of the county of Franklin ;

Also, a Bill to authorise John Dyer to establish a Ferry across Tugalo River, on his own land, in Franklin county, and take toll ;

Also, a Bill to authorise Samuel Knox to build a Bridge across Tugalo River, and take toll ;

Which were severally read the first time.

Mr. Fuller introduced a Bill to amend an Act for the Relief of Honest Debtors, passed December 19th, 1823 ; which was read the first time.

Mr. Pickett introduced a Bill to exempt Ministers of the Gospel from working on Public Roads ; which was read the first time.

Mr. Scarlett presented a memorial from William Wil-

liams; which, on motion, was referred, without being read, to a Special Committee, consisting of Messrs. Scarlett, Henry and Floyd.

Mr. Barr introduced a Bill to regulate and fix the lien of Judgments in Justices' Courts in this State;

Also, a Bill to compensate the Grand and Petit Jurors of the Superior and Inferior Courts of the county of Habersham, and to provide for the payment of the same;

Which were severally read the first time.

Mr. Grant introduced a Bill to establish an additional Election precinct in the county of Habersham; which was read the first time.

Mr. Fall introduced a Bill to change the name of William Lumpkin Sailors, to William Lumpkin Wright; which was read the first time.

Mr. Merrill introduced a Bill to prevent the killing of Deer, at certain periods of the year, in the county of Carroll;

Also, a Bill to move an Election Precinct in the county of Carroll;

Which were severally read the first time.

Mr. Thurmond introduced a Bill to limit the bringing Bills of Review to three years from the date of the decree;

Also, a Bill to add an additional clause to the seventeenth section of the first article of the Constitution of the State of Georgia;

Which were severally read the first time.

The following message was received from his Excellency the Governor, by Mr. Paine, his Secretary—

MR. SPEAKER: His Excellency the Governor, has assented to and signed a resolution, bringing on certain elections Monday, the 10th instant, at 10 o'clock.

Mr. Henley introduced a Bill to incorporate Aramatha Methodist Church in the county of Lincoln; which was read the first time.

Mr. Woodward introduced a Bill to authorize Alexander Dudley Hammond, of the county of Monroe, and other persons therein named, to plead and practice in the several Courts of Law and Equity in this State, on certain conditions therein named; which was read the first time.

Mr. Trippe introduced a Bill to authorize and enable James Stewart, an alien born, resident in the county of Pike, to purchase, hold, and convey real estate within this State;

Also, a Bill to repeal an Act entitled "an Act to authorize and require the Sheriffs, Coroners, Clerks of the Superior and Inferior Courts, and Courts of Ordinary, in the several counties of this State, to advertise in certain newspapers," assented to February 22d, 1850;

Also, a Bill, accompanied with a Petition, to change the

place of holding Elections, from Prattsville, in Monroe county, to Colaparchee, in said county;

Which were severally read the first time.

Mr. McDougald introduced a Bill to reserve to the Rock Island Factory certain privileges, and for other purposes therein named; which was read the first time.

Mr. Milledge introduced a Bill to incorporate a Volunteer Corps of Infantry, in the city of Augusta, and to grant unto it certain privileges; which was read the first time.

Mr. Milledge also presented a Memorial from John Reynolds, E. J. Jones, and W. W. Anderson, in reference to Penitentiary Convicts exercising the Mechanics' trades; which was referred, without being read, to the Committee on the Penitentiary.

Mr. Clark, of Stewart, introduced a Bill, to prohibit the sale of deadly weapons, and to prescribe the mode of carrying the same, and to punish for a violation of the same, and to repeal an Act entitled "an Act, to guard and protect the citizens of this State against the unwarrantable, and too prevalent use of deadly weapons," assented to December 27, 1837; which was read the first time.

Mr. Stephens introduced a Bill, to incorporate Cohuttah Lodge of Free Masons, and for other purposes therein specified; which was read the first time.

Mr. Seward introduced a Bill, to confer certain privileges upon John Everett, of Thomas county, and to make lawful his acts, and give him authority to transact business as though he were of full age:

Also, a Bill, to provide for the election of Judges of the Superior Courts of this State by the people; which were severally read the first time.

Mr. Cannon introduced a Bill, to authorize Obadiah T. Dickerson, of the county of Rabun, to re-survey certain Districts therein mentioned, and to appropriate money for the same; which was read the first time.

The following Bills were taken up and read the second time—

A Bill to create and lay off two new Judicial Circuits; one to be called                      Circuit, to be composed of the counties of Carroll, Campbell, Cobb, Cherokee, Forsyth, Lumpkin, Union and Gilmer, and to add the same to the Fourth Supreme Court Judicial District; and the other to be called                      Circuit, to be composed of the counties of Bibb, Houston, Twiggs, Dooley, Macon and Crawford, and to add the same to the Third Supreme Court Judicial District;

A Bill to form and create and organize another Judicial District or Circuit in this State, to be composed of the counties therein named, and called the Florida

And on motion, they were referred to a Special Committee, consisting of Messrs. Seward, Hill, Chastain, Robinson, of Macon, and Allred.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has adopted a resolution, bringing on the election of a United States Senator, to represent this State in the Senate of the United States, from and after the third day of March, 1853, on Monday the tenth instant, at 11 o'clock, A. M., to which they ask the concurrence of the House of Representatives, and I am directed to bring the same forthwith to this Branch of the General Assembly.

The following Bills of the House were taken up and read the second time, and committed for a third reading—

A Bill to incorporate the Southern Female College, located in the town of Covington, Newton county; and to authorize the Trustees of the Female Seminary of said county, to convey the lot of land, in the town of Covington, whereon the Female Academy now stands to the Trustees of the said College;

Also, a Bill to alter and amend the third section of the first article of the Constitution of this State.

The following Bill was taken up and read the second time—

A Bill to amend the Attachment Laws of this State; which on motion, was referred to Committee on Judiciary.

On motion, the House then adjourned until to-morrow morning, 10 o'clock.

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SATURDAY, Nov 8th, 1851.

The House met pursuant to adjournment.

The Speaker announced from the Chair two communications in writing, purporting to contain testimony in reference to contesting the election of the member from Rabun; which, without being read, were referred to the Committee on Privileges and Elections.

The House took up the report of the Committee on the Bill to incorporate the Southern Female College, located in the town of Covington, Newton county; and to authorize the Trustees of the Female Seminary of said county to convey the lot of land in the town of Covington, whereon the Female Academy now stands, to the Trustees of the said College, and agreed thereto; the Bill was read the third time and passed under the title thereof.

The Speaker announced from the Chair, that the Secretary of State, in pursuance of an order of this House, had

presented all Bills passed at the last session of the General Assembly of this State, seeking to change the Constitution of this State; and on motion of Mr. McDougald, the same were taken up and read the first time, to wit—

A Bill to alter and amend the twelfth section of the second article of the Constitution of the State of Georgia;

Also, an Act to add an additional section to the first article of the Constitution;

Also, an Act to alter and amend the first paragraph of the seventh section of the first article of the Constitution of this State;

Also, an Act to alter and amend the third section of the third article of the Constitution of the State of Georgia.

On motion of Mr. Mobley, the Rules were suspended, and he introduced the following Bill—

A Bill to extend certain privileges to Thomas D. Prather, of the county of Harris, and to make legal and binding the acts and doings of the said Thomas D. Prather, and for other purposes therein contained; which was read first time.

On motion of Mr. Milledge, the Rules of the House were suspended, and he introduced the following Bill—

A Bill for the relief of Elizabeth Ann Anthoney, wife of Lavoise L. Anthoney, of the county of Richmond; which was read the first time.

On motion of Mr. Bivins, the Rules of the House were suspended, and he introduced a Bill to alter and change the time of holding the Superior Courts in the county of Marion, &c.; which was read the first time.

On motion, leave was granted to Mr. Henry, from the Special Committee, on the memorial of John W. Duncan, praying for certain privileges, to report the following Bill—

A Bill to authorize John W. Duncan to plead and practice law in the several Courts of Law and Equity in this State, on certain conditions therein named; which was read the first time.

On motion, the Rules were suspended generally, for the introduction of new matter.

Mr. Langmade introduced a Bill accompanied with a petition for the relief of Bryant Fulford, of the county of Washington, and for other purposes therein named; which was read the first time.

Mr. Shewmake introduced a Bill to remove election precincts in the county of Burke; which was read the first time.

Mr. Cameron, of Chattooga, introduced a Bill accompanied with a petition, for the relief of Daniel Hicks, Edward H. Garrett, John R. Scurry and Joseph Reeves; which was read the first time.



Mr. Wynn, of Gwinnett, introduced a Bill to establish election precincts at the places of holding Justices Courts in the several counties of this State: which was read the first time.

Mr. Bailey introduced a Bill to authorize Baxter B. Brown to practice medicine and charge for the same; which was read the first time.

Mr. Clark, of Stewart, moved to take up the following resolution of the Senate—

*Resolved*, That both branches of the General Assembly convene in the Hall of the Representative branch of the same, on Monday the 10th instant, at 11 o'clock, A. M., and proceed to elect a Senator to represent this State in the Senate of the United States for six years, from and after the third day of March, 1853: which motion prevailed, and the same having been read, Mr. McDougald moved to concur in the same: whereupon the yeas and nays were required to be recorded; and are—yeas 98, nays 18.

Those voting in the affirmative, are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Loveless,
Anderson, of Wilkes,	Lowe,
Armstrong,	Lewis,
Bellinger,	Lochlin,
Born,	Lott,
Byrd,	Langmade,
Barr,	Morel,
Barnett, of Henry,	Mobley,
Brinson,	Moreland,
Baugh,	Morris,
Bulloch,	Milledge,
Bivins,	Moon,
Bailey,	McDougald,
Bloodworth,	McAfee,
Barlow,	McFarland,
Cobb, of Harris,	Nasworthy,
Clark, of Oglethorpe,	Price,
Clark, of Stewart,	Pickett,
Cannon,	Perkins,
Cameron, of Telfair,	Pierce,
Cameron, of Chattooga,	Richardson,
Castens,	Ramsey,
Dyer,	Roberts,
Deadwyler,	Robinson, of Laurens,
Daniel,	Robinson, of Macon,
Dawson, of Putnam,	Reeves,
Dawson, of Greene,	Russell,
Edwards,	Raulerson,

Erwin, of Forsyth,	Shewmake,
Felton,	Sumner,
Fuller,	Scarlett.
Fall,	Smith, of Hancock,
Fannin,	Stephens,
Grant,	Thornton,
Gilmore,	Thurmond,
Gardner,	Trippe,
Henry,	Tillman, of Tattnall,
Hackney,	Tillman, of Appling,
Henly,	Watts,
Harris, of McIntosh,	Wofford,
Harris, of Clarke,	Waldhour,
Harper,	Wooldridge,
Hendrick,	Wynn, of Oglethorpe,
Hill,	Winn, of Gwinnett,
Hall,	Williford,
Irvin, of Wilkes,	Wall,
Jackoway,	Williamus, of Upson,
Janes,	Williams, of Jasper,

Those who voted in the negative, are Messrs.

Barnett, of Butts,	Holland,
Baynes,	Hussey.
Cobb, of Dooly,	Latimer, of Cobb,
Christie,	Merrell,
Dorminy,	McComb,
Fowler,	McLain,
Floyd,	Phillips,
Gray,	Seward,
Gilbert,	Tift,

So the motion to concur prevailed.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills, to wit—

A Bill to authorize the Board of Physicians of this State, to hold their annual meetings in Milledgeville, or any other place they may appoint within this State;

Also, a Bill to amend the Charter of the Jewish Congregation at Savannah;

Also, a Bill to incorporate the Hebrew Benevolent Society of Savannah;

Also, a Bill incorporating the Magnolia Steam Packet Company.

Mr. Byrd introduced a Bill to incorporate the Calhoun Academy, in the county of Gordon, and to appropriate money; which was read the first time.

Mr. Tift introduced a resolution as follows—

*Resolved.* That all Bills for the incorporation of Academies and other institutions of learnings, be referred to the Committee on Judiciary with instructions to report a Bill, if necessary, for the incorporation of such institutions by a general law.

On motion of Mr. Henry, the Committee on Public Education was substituted for Committee on Judiciary.

On motion of Mr. Floyd, the Resolution was also amended, by inserting after the words "all Bills," the words "upon first reading."

The resolution, as amended, was then taken up and agreed to.

Mr. Shewmake offered the following resolution—

*Resolved,* By the Senate and House of Representatives, that both branches of the General Assembly convene in the Hall of the House of Representatives, on Monday, the 10th instant, at 11 o'clock, A. M., to proceed to the election of a Director of the Bank of the State of Georgia, on the part of the State; and, on motion, the same was taken up and agreed to.

The following Bill was taken up and read the second time and committed for a third reading.

A Bill to incorporate the Savannah and Albany Railroad Company with power to extend the said road, and to construct branches, and for other purposes; approved, December 25, 1847—so as to extend the time for the commencement and completion of said road, and the continuance of said Charter;

Also, a Bill for the relief of Executors, Administrators and Guardians, &c., which was referred to the Committee on Judiciary;

Also, a Bill to amend the first section of an Act entitled an Act to point out the mode for the collection of rents; approved 26th December, 1811—and, also, the first section of an Act, entitled an Act to point out the mode for the collection of rents, and the recovery of the possession of property, within the city of Savannah, and the precincts thereof, assented to 6th December, 1813;

Also, a Bill to incorporate the Union Steamboat Company of Georgia and South Carolina, and

On motion of Mr. Henry the same was referred to a Special Committee, consisting of Messrs. Henry, Milledge and Carr.

On motion of Mr. McDougald, the Rules of the House were suspended, and he introduced

A Bill to indemnify and relieve Seaborn Jones & Co.; which was read the first time.

The order was again resumed, and the following Bill was read a second time—

A Bill to amend the Judiciary System ; and on motion was referred to the Committee on Judiciary.

Mr. Trippe moved to suspend the rules, which being done, he offered the following resolution, to-wit—

*Resolved*, That the Doorkeeper and Messenger of the House be authorized, under the direction of the Speaker, to provide seats on the floor of the House for Editors and Reporters, who may desire to report the proceedings of this body ; and, on motion, the same was taken up and agreed to.

The following Bills were read the second time, and committed for a third reading—

A Bill to separate the offices of Tax Collector and Receiver, in the county of Chattooga ;

Also, a Bill to extend the Charter of the Bank of the State of Georgia, and other Acts amendatory thereof, and further to amend the same in relation to the number of Directors ;

Also, a Bill for the purpose of altering and amending the Road Laws of this State, and for other purposes therein contained ;

Also, a Bill to appropriate money for the improvement of the navigation of the Coosa River between Rome and the boundary line between the States of Georgia and Alabama, and to appoint Commissioners for that purpose ; which was referred to Committee on Internal Improvements ;

A Bill to compensate Grand and Petit Jurors of the county of Franklin ;

A Bill to authorize John Dyer to establish a Ferry across Tugaloo River on his own land in Franklin county, and take toll ;

A Bill to authorize Samuel Knox to build a Bridge across Tugaloo River, and take toll.

Mr. Wofford from the Committee on Privileges and Elections, reported the following resolution—

*Resolved*, That the Speaker be authorized to issue his subpoena for such persons, and send for such papers as the said Committee shall require, in order to report on the case of the contested elections of James M. Williams and Elbert W. Baynes, of the county of Jasper ;

On motion, the Rules were suspended, and the resolution taken up and agreed to.

The order was again resumed, and the following Bill was taken up and read the second time, and referred to the Judiciary Committee, viz—

A Bill to amend an Act for the relief of honest debtors, passed December 19th, 1823.

The following Bills were taken up and read the second time and referred to the Committee on a third reading—

A Bill to exempt Ministers of the Gospel from working on public roads :

A Bill to regulate and fix the lien of Judgments in Justices Courts of this State :

A Bill to compensate the Grand and Petit Jurors of the Superior and Inferior Courts of the county of Habersham, and to provide for the payment of the same :

A Bill to establish an additional Election Precinct in the county of Habersham ;

A Bill to change the name of William Lumpkin Sailors to William Lumpkin Wright ;

A Bill to add an additional clause to the seventeenth section of the first article of the Constitution of the State of Georgia :

A Bill to limit the bringing Bills of Review to three years from the date of the decree.

Leave of absence was granted to the following named members : Messrs. Morehouse, Bartow, and Atkinson.

The House then adjourned until Monday 10 o'clock. A. M.

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MONDAY, Nov. 10th, 1851.

The House met pursuant to adjournment.

The Speaker in pursuance of a previous order of the House, announced the following as the Joint Standing Committees on the part of the House, to wit :

*On Military Affairs*—Messrs. Robinson of Laurens, Roberts of Early, Ramsey of Columbia, Phillips of Meriwether, Pickett of Gilmer, Patterson of Camden, Anderson of Wilkes, McAfee of Upson, Cameron of Telfair, Nasworthy of Burke, Love of Warren, Morel of Effingham, McLain, of Bulloch, Moon of Walton, Allred, of Cherokee.

*On Enrollment*—Messrs. Gardner of Pike, Cameron of Chattooga, Barton of Sumter, Edwards of Bryan, Thornton of Elbert, Shewmake of Burke, Erwin of Forsyth, Janes of Paulding, McFarland of Walker, Gilmore of Lee, Fall of Henry.

*On Petitions*—Messrs. Anderson of Franklin, Born of DeKalb, Cobb of Dooly, Bloodworth of Pike, Williams of Jasper, Sumner of Emanuel, Morehouse of Bibb, Bird of Gordon, Bivins of Marion, Tillman of Appling, Staten of Clinch.

*On Journals*—Messrs. Hackney of Coweta, Cameron of Telfair, Grant of Habersham, Fuller of Fayette, Knox of Franklin, Hussey of Meriwether, Wofford of Cass, Stephens of Taliaferro.

*On Agriculture and Internal Improvements*—Messrs.

Bartow of Chatham, Walker of Richmond, Perkins of Randolph, Fannin of Troup, Bulloch of Madison, Thurmond of Jackson, Dawson of Putnam, Bellinger of DeKalb, Powell of Decatur, Tift of Baker, Bailey of Murray, Atkinson of Bibb, Wooldridge of Muscogee.

*On Penitentiary*—Messrs. Waldhour of Lowndes, Robinson of Macon, Felton of Cass, Irvin of Wilkes, Carr of Scriven, Fowler of Crawford, Clark of Oglethorpe, Daniel of Liberty, McDougald of Muscogee, Bartow of Chatham, Woodward of Monroe, Floyd of Morgan.

*On Banks*—Messrs. Harris of Clarke, Scarlett of Glynn, Harrison of Columbia, Latimer of Warren, Holland of Jones, Tillman of Tattnall, Mobly of Harris, McFarland of Walker, Lewis of Houston, Dawson of Greene.

*On Finance*—Messrs. Floyd of Morgan, Henry of Chatham, Smith of Coweta, Castens of Talbot, Barton of Sumter, Latimer of Cobb, Fannin of Troup, Barnett of Butts, Price of Floyd, Reeves of Pulaski, Wynn of Oglethorpe,

*On Public Education*—Messrs. Stephens of Taliaferro, Armstrong of Greene, Smith of Coweta, Harper of Newton, McComb of Baldwin, Hill of Troup, Clark of Stewart, Cobb of Harris, Loveless of Gwinnett, Gray of Cobb, Smith of Hancock, Baugh of Hall, Christie of Randolph, Chastain of Union.

*On Manufactures*—Messrs. Cameron of Chattooga, Moreland of Heard, Dyer of Cherokee, Richardson of Clarke, Raulerson of Wayne, Brinson of Jefferson, Williford of Stewart, Williams of Upson, Lochlin of Walton, Dorminy of Irwin, Milledge of Richmond.

*On State of Republic*—Messrs. McDougald of Muscogee, Dawson of Greene, Bellinger of DeKalb, Deadwyler of Elbert, Barr of Habersham, Atkinson of Bibb, Seward of Thomas, Wynn of Gwinnett, Robinson of Macon, Jacoway of Dade, Russell of Lumpkin, Barnett of Henry, Cannon of Rabun.

*On Public Printing*—Messrs. Henley of Lincoln, Hall of Washington, Hendrick of Newton, Wall of Twiggs, Morris of Montgomery, Wallace of Talbot, Mobley of Harris, Lott of Ware, Baynes of Jasper.

*On the Judiciary*—Messrs. Henry of Chatham, Langmade of Washington, Milledge of Richmond, Irvin of Wilkes, Merrill of Carroll, Pierce of Lumpkin, Harris of McIntosh, Clark of Stewart, Trippe of Monroe, Hill of Troup, Seward of Thomas, Watts of Campbell.

Mr. McLain introduced a Bill to establish an Election Precinct in the county of Bulloch, at the house of William H. Hagin ;

Also a Bill to change the name of George Washington Lester to that of George Washington Williams ; which were severally read the first time.

Mr. Wofford introduced a Bill to alter and amend the several Divorce Laws of this State, giving both parties, in all cases of total divorces, the right thereafter to contract matrimony ; which was read the first time.

Mr. Jaccoway introduced a Bill for the benefit of Dade county ;

Also, a Bill to appoint Trustees for Dade County Academy, situated in the town of Trenton ; which were severally read the first time.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER : The Senate has passed the following Bills, to wit—

A Bill to alter and amend the fourth section of the eleventh division of the Penal Code ;

Also, a Bill to empower Juries to authorize Defendants in cases of absolute or total divorce, to marry again during the life of the libellant ;

Also, a Bill to alter and amend the twelfth section of the second article of the Constitution of this State ;

Also, a Bill to alter and amend the third section of the first article of the Constitution of this State ;

Also, a Bill to alter and amend the sixth section and third article of the Constitution of this State.

Mr. Roberts introduced a Bill to amend an Act entitled an Act, to authorize the Governor to appoint fit and proper persons to dispose of the undrawn lots, &c. ; which was read the first time.

Mr. Sumner introduced a Bill to change the name of certain persons therein named ;

Also, a Bill to incorporate Hawhamock Baptist Church, in the county of Emanuel ; which were severally read the first time.

Mr. Fuller introduced a Bill to amend the several laws now in force, in relation to playing and betting at cards, and for other purposes therein mentioned ;

Also, a Bill to revive and continue in force an Act entitled an Act, to authorize certain Commissioners therein named, to raise by lottery the sum of ten thousand dollars for the benefit of Fayette county ; which were severally read the first time.

Mr. Dawson, of Greene, introduced a Bill for the pardon of Kinchen P. Boon of the county of Greene, for the crime of murder ; which was read the first time.

Mr. Dawson, also, offered the following resolution, to wit—

*Resolved*, That one hundred and fifty copies of the testimony in the case of the State of Georgia vs. Kinchen P. Boon, together with the Confession of Warren Boon, exculpating his brother, be

o House.

On motion of Mr. Dawson, the Rules of the House were suspended, and the same was taken up and agreed to.

On motion of Mr. Dawson, the evidence in the case, was referred to a Special Committee, consisting of Messrs. Dawson, of Greene, McDougald, Harris, of Clark, McComb, Irvin of Wilkes.

Mr. Baugh presented a Petition of William White, of the county of Jackson, praying his relief;

Also, a Counter Petition; all of which, on motion, was referred to the Committee on Petitions.

Mr. Thurmond introduced a Bill to authorize the Relator in any Writ of Mandamus, to traverse the answer or return of any person, officer, corporation or court of this State, to any Writ of Mandamus issued by the Superior Courts of this State;

Also, a Bill to amend the Laws of this State, governing Executors and Administrators; and also to perfect the title of purchasers under void wills, in certain cases; which were severally read the first time.

Mr. Robinson, of Laurens, introduced a Bill to separate and divorce John Holleman, of Laurens county, and his wife Mary Ellen Holleman, formerly Mary Ellen Jordan;

Also, a Bill to change the names of certain persons, therein mentioned; which were severally read the first time.

Mr. Gilmore introduced a Bill to incorporate Eureka Lodge No. 95, Starkville, Lee county; which was read the first time.

Mr. Russel introduced a Bill to extend the right and privilege of voting for commissioned officers of the Georgia Militia, to all persons entitled to vote for members of the General Assembly of this State;

Also, a Bill to amend an Act entitled "an Act to exempt from levy and sale certain property therein mentioned," assented to December 11th, 1841;

Which were severally read the first time.

Mr. Hussey introduced a Bill to alter and fix the time of holding Superior Court in the county of Merriwether, of the Coweta Circuit, and for other purposes therein named; which was read the first time.

Mr. Bailey introduced a Bill to lay out and form a new county out of the county of Murray, and to organize the same; which was read the first time.

The hour for the Special Order of the Day having arrived, the Clerk was directed to inform the Senate that the House of Representatives are now ready to receive them into the Representative Hall, for the purpose of proceeding to the election of certain officers hereafter mentioned; which duty being performed—

The ~~next~~ <sup>next</sup> ~~day~~ <sup>day</sup> of the Senate attended and



proceeded to the election of a Senator to represent this State in the Senate of the United States, for the term of six years from and after the 3d of March, 1853; and, on receiving and counting out the ballots, it appeared that the Hon. Robert Toombs was duly elected.

They then proceeded to the election of a Comptroller-General, and the ballots having been received and examined, it appeared that Ezekiel S. Candler was duly elected.

They then proceeded to the election of a Surveyor-General, and, the ballots having been received and examined, it appeared that Pleasant M. Compton was duly elected.

They then proceeded to the election of a Treasurer and the ballots having been received and examined, it appeared that Walter H. Mitchell was duly elected.

They then proceeded to the election of a Secretary of State, and the ballots being received and examined, it appeared that Nathan C. Barnett was duly elected.

The Senate then withdrew to their Chamber.

Mr. McDougald offered the following resolution, to-wit—

*Resolved*, That this House accept the invitation tendered its members by the Trustees of the Oglethorpe University, on Wednesday next, to witness the exercises of the same; and that, when this House adjourns on Tuesday, the same shall adjourn over to meet again on Thursday next, at 10 o'clock.

On motion of Mr. McDougald, the Rules of the House were suspended, and the same was taken up and agreed to.

Mr. Henry offered the following resolution to-wit—

*Whereas*. At the last session of the General Assembly of this State, the report on a Bill for the relief of Moses Sheftall, Rebecca B. Cohen and Perla S. Solomons, heirs of Dr. Moses Sheftall, with the accompanying memorial, was, on motion, referred to his Excellency, Gov. Towns, with a request that he report on the same, at the present session of the General Assembly; and, whereas, his Excellency, Gov. Towns, has retired from office without having made said report, or noticed said claim, in his annual message:—

*Resolved*, That his Excellency Gov. Cobb, be requested to inform this House, at his earliest convenience, whether the said bill for the relief of Moses Sheftall, Rebecca B. Cohen and Perla S. Solomons, heirs of Dr. Moses Sheftall, deceased, with the memorial and report accompanying the same, are now of file in the Executive office, and if so, that he be requested to return the same to this House, with all other papers in his office referring to the same, at his earliest convenience, and that the Clerk of this House transmit to his Excellency, the Governor, a copy of this resolution.

On motion of Mr. Henry, the Rules of the House were suspended, and the same was taken up and agreed to.

Mr. Milledge offered the following resolution, to-wit :

*Resolved*, That a committee of five be appointed to join such committee as may be appointed by the Senate, to examine the Executive Mansion, and ascertain what repairs, if any, are necessary to be made thereon ;

Also, the furniture of the mansion, and what additions to the same are necessary and proper to be made thereto ;

Also, the out-buildings within the enclosure of the mansion, and what repairs, if any, are necessary to be made thereon ;

And that said committee report to this House at their earliest convenience.

On motion of Mr. Milledge, the Rules of the House were suspended, and the same was taken up and agreed to.

On motion, the House then adjourned until to-morrow morning, 10 o'clock.

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TUESDAY, Nov 11th, 1851.

The House met pursuant to adjournment.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has adopted a resolution bringing on the election of a State Printer, for the next two years ; also, a Director for the State Bank ; also, a resolution requesting his Excellency, the Governor, to appoint Thursday, the 27th inst., as a day of thanksgiving, throughout the State ; also, a resolution providing for the appointment of a Joint Committee to re-organize the Congressional Districts, and report a Bill for the same, and have appointed Messrs. Tumlin, McCune, Hardeman, Spalding and Tomlinson, as a committee on their part—to all of which they ask the concurrence of the House of Representatives.

Leave of absence was granted to Messrs. Baynes, Woodward and Nasworthy, for a few days.

The Speaker announced from the Chair the following Committee on the Joint Resolution of Mr. Milledge to examine the executive mansion and premises, &c., on the part of the House, to-wit : Messrs. Milledge, Scarlett, Holland, Fuller and McComb.

On motion of Mr. McDougald, the Rules of the House were suspended, and the following resolution of the Senate was taken up and concurred in, to-wit—

*Resolved*, That both branches of the General Assembly convene in the Representative Hall, at 12 o'clock, A. M.,

on Tuesday, the 11th inst., for the purpose of electing a State Printer, for the next two years; and also, a Director of the State Bank.

Mr. Chastain laid upon the table a resolution, designing to ascertain the will of the people in reference to maintaining lien of judgments, &c.

The House then proceeded to the unfinished business of yesterday, which was the call of the counties.

Whereupon, Mr. Gardner introduced a Bill in relation to divorces; which was read the first time.

Mr. Clark, of Stewart, introduced a Bill to lay out a new county, from the counties of Baker, Lee, Irwin and Dooly, and to attach the same to a Senatorial District;

Also, a Bill to amend an Act entitled "an Act to authorize the Guardians of Minors, to receive, recover and remove from the State of Georgia, property belonging to their wards, or which they may be entitled, in cases where such Guardians and Minors both reside without the State, and to prescribe the mode of doing the same," assented to December 25th, 1837;

Which were severally read the first time.

Mr. Lochlin introduced a Bill to establish an additional election precinct in the county of Walton; which was read the first time.

Mr. Irvin introduced a Bill for the relief of Married Women, whose husbands have deserted them;

Also, a Bill to prevent the abatement of that class of personal actions, called Actions in Test;

Which were severally read the first time.

Mr. Lott introduced a Bill to change the name of Hampton Brickle to that of Hampton Tanner;

Also, a Bill to change the lines between the counties of Clinch and Ware, and the counties of Ware and Telfair;

Which were severally read the first time.

Mr. McAfee introduced a Bill to authorize the Court of Ordinary of Upson county to grant temporary letters to collect the estate of James Hightower, deceased, late of Upson county and take care of the same, pending an appeal on certain conditions; which was read the first time.

Mr. Perkins introduced a Bill to incorporate the Baptist Female College of South-Western Georgia, and to confer certain privileges upon the Trustees therein named;

Also, a Bill to amend an Act passed the eighteenth day of December, 1834, entitled "an Act to make permanent the Public Buildings in the town of Cuthbert, in Randolph county, and to incorporate the same;

Which were severally read the first time.

Mr. Robinson, of Macon, introduced a Bill to add so much of the Second District of originally Muscogee, as is

included within the county of Marion to the county of Macon; which was read the first time.

Mr. Wofford, from the Committee on Privileges and Elections, made the following report—

The Committee on Privileges and Elections have had under their consideration the papers returned from the county of Scriven, in relation to the contested seat of William M. Carr, by Charles S. Stewart, and ask leave to make the following report: After the most careful consideration your committee have been enabled to give to the evidence submitted by the protesting party (all of which is without date) your committee have come to the conclusion that there is no proof of any evidence having been taken in regard to said protested election, within twenty days after the election, as required by law, which reads as follows: "Where either party intends to take testimony going to prove the legality or illegality of a vote given to either, or the constitutionality of his qualifications, the same shall be taken in manner aforesaid, and within twenty days after the election, and not after that time;

Your committee therefore submit the following resolution for the consideration of the House—

*Resolved*, That at an election held in and for the county of Scriven, on the first Monday in October last, for members of the General Assembly of this State, William M. Carr received the highest number of votes polled for Representative of the county of Scriven—therefore, that William M. Carr is entitled to retain his seat as a Representative of said county.

Also, the following—

The Committee on Privileges and Elections have had under their considerations the memorial of Sherwood S. Akins, protesting against the right of Russel Raulerson to his seat as a Representative from the county of Wayne, and ask leave to make the following report: Upon an examination of the law it appears that lot number 383 in the Ninth District of Ware county, the residence of Russel Raulerson was added to the county of Wayne; by reference to the maps containing the numbers and districts of the lands in counties of Wayne and Ware, it appears that lot number 383 in the Ninth District of Ware, is separated from the Wayne and Ware county lines, by lot number 384, and fraction lot number 391, of the Ninth District of Ware; those two lots lying immediately between lot number 383, Ninth District, and the Wayne and Ware county lines, unnoticed by the act of 1843. The question presented for the consideration of the committee is whether the Legislature has the power to change the residence of a citizen of one county to that of another county, while his residence is still within the lines of the county from which

he is sought to be changed, or, to illustrate the question more fully, have the Legislature the power to make a citizen of Baldwin county, a citizen of Dade county. The question being purely a legal one, your committee beg leave to be discharged from the consideration of the same, without giving an opinion :

On motion of Mr. Scarlett the same was made the order of the day for Friday next.

On motion of Mr. Thornton, the Rules of the House were suspended, and he introduced a Bill to lay out and organize a new county from the counties of Franklin and Elbert, and to provide for the organization of the same; which was read the first time.

The House took up the report on the Bill to alter and amend the third section of the first article of the Constitution of this State, and—

On motion of Mr. McDougald, the same was laid on the table for the present.

Mr. Henry, from the Special Committee on the Bill to incorporate the Union Steamboat Company of Georgia and South Carolina, reported the same back to the House, without an amendment.

On motion of Mr. Dyer, the Rules of the House were suspended, and he introduced a Bill to change the mode of taking the census of the State of Georgia, in pursuance of the requirements of the twenty-fifth section of the first article of the Constitution of the State; which was read the first time.

On motion of Mr. Wofford, the Rules of the House were suspended, and he introduced a Bill to add a part of Murray county to Gordon county; which was read the first time.

The House took up the report of the committee on the Bill to amend an act to incorporate the Savannah and Albany Railroad Company, with power to extend the said road and to construct branches, and for other purposes, approved December 25, 1847, so as to extend the time for the commencement and completion of said road and the continuance of said charter, and agreed thereto; the Bill was read the third time and passed under title thereof.

The House took up the report on the Bill to amend the first sections of an Act entitled "an Act to point out the mode for the Collection of Rents," approved 26th December, 1811; and—

Also, the first section of an Act entitled "an Act to point out the mode for the Collection of Rents and the recovery of the possession of property within the city of Savannah and the precincts thereof," assented to 6th December, 1813, and agreed thereto.

The hour for the special order having arrived, the Clerk

was directed to inform the Senate that the House of Representatives are now ready to receive them in their Hall, for the purpose of proceeding to the election of certain officers, hereafter mentioned; which duty being performed, the President and Members of the Senate attended and proceeded to the election of a State Printer for the next two years, and on receiving and counting out the ballots it appeared that S. T. Chapman was duly elected.

They then proceeded to the election of a Director for the Bank of the State of Georgia, and on receiving and counting out the ballots it appeared that John W. Rabun was duly elected.

The Senate then repaired to their Chamber.

The House then adjourned until Thursday morning, 10 o'clock.

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THURSDAY, Nov. 13, 1851.

The House met pursuant to adjournment.

On motion of Mr. Bartow, the Rules of the House were suspended, and Mr. Harris, of Clark, laid upon the table the following resolution, to-wit—

*Resolved*, That all that part of the Governor's Message relating to the Public Debt, Finance and Taxation be referred to the Committee on Finance; all that part of the same, relating to the Western and Atlantic Railroad, and the establishment of a line of Steam Propellers from Savannah to England or the continent of Europe, to the Committee on Agriculture and Internal Improvements; that part thereof relating to the unsettled boundary line between this State and Florida, together with all resolutions received from other States, to the Committee on the State of the Republic; that part thereof relating to Education, to the Committee on Public Education; that part thereof relating to the Penitentiary, to the Committee on the Penitentiary; that part thereof relating to the Militia, to the Committee on the Militia; and that part thereof relating to the Lunatic Asylum, to the Committee on the Lunatic Asylum;

On motion of Mr. Harris, the same was taken up and agreed to.

Mr. Harris, of Clark, offered the following resolution, to-wit—

*Resolved*, That the Speaker appoint and report to this House, at his earliest convenience, a Standing Committee on the Lunatic Asylum;

On motion the same was taken up and agreed to.

On motion of Mr. Dawson, of Greene, the following

resolution of the Senate was taken up and concurred in, to-wit—

*Whereas*, In the most if not all the States of this Union, Thursday, the 27th day of this month, is set apart as a day of thanksgiving—

*Be it therefore Resolved by the Senate and House of Representatives of the State of Georgia*, That Thursday, the 27th day of this month, is set apart as a day of thanksgiving, and that his Excellency, the Governor, is hereby requested to issue his proclamation, proclaiming that day as a day of thanksgiving, and to request the people of this State to observe the same.

On motion of Mr. Bellinger, the Rules of the House were suspended, and he laid upon the table a resolution designing to ascertain the will of the people in reference to making the seat of government permanent, at one of several places therein named.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has concurred in the resolution of the House of Representatives, providing for the appointment of a committee to examine and report what repairs are necessary to be made upon the Executive mansion, and have appointed as a committee, on their part, Messrs. Bethune, Flewellen and Crocker.

The Senate has passed the following Bills, to-wit—

A Bill to amend an Act to incorporate the Washington Fire Company of the City of Savannah;

Also, A Bill to grant certain privileges to the Chatham Artillery, and certain other Volunteer Corps therein named;

Also, a Bill to prescribe the order of Argument of Counsel, in Criminal Cases;

Also, a Bill to incorporate the Georgia Military Institute.

Mr. Wofford, from the Committee on Privileges and Elections, made the following report, to-wit—

The Committee on Privileges and Elections have carefully examined a communication from certain Justices of the Peace of the county of Rabun, containing affidavits relative to an election held in said county, for members of the General Assembly, on the first Monday in October last, relative to J. Q. Adams protesting against the right of H. W. Cannon to his seat as representative of said county.

By reference to the returns of the managers of the last general elections, in the county of Rabun, it appears that H. W. Cannon received two votes more than J. Q. Adams, for representative of said county in the present General Assembly.

After an examination of all the testimony forwarded by the contesting party, taken within twenty days after the elections, the committee have come to the conclusion that, there is no evidence that H. W. Cannon received at said election any illegal votes.

Your committee, therefore, submit the following resolution for the consideration of the House—

*Resolved*, That at an election held in and for the county of Rabun, on the first Monday in October last, for members of the General Assembly, H. W. Cannon was duly elected a representative of said county, and as such is entitled to retain his seat.

On motion of Mr. McDougald, the resolution was taken up and agreed to.

On motion of Mr. Harris, the resolution contained in the report of the Committee on Privileges and Elections, in the contested election of Wm. M. Carr, of the county of Scriven, by James M. Stewart, declaring William M. Carr to be entitled to his seat on the floor of this House, was taken up and agreed to.

The following message was received from the Senate, by Mr. Glenn their Secretary—

MR. SPEAKER: The Senate has passed the following resolution—

*Resolved*, That the Secretary of the Senate report to the House of Representatives the names of the Senators composing the Committee on the Penitentiary, and request the joint action with them of the Committee on the Penitentiary, appointed in the House of Representatives:

The committee of the Senate are, Messrs. Moore, P. M. Byrd, Cone, Wilcox and Butler.

The following message was received from his Excellency, the Governor, by Mr. Paine, his Secretary—

MR. SPEAKER: I am directed by his Excellency, the Governor, to deliver to the House of Representatives a message in writing, with accompanying documents.

On motion of Mr. McDougald, the same was taken up and read for the information of the House, as follows—

EXECUTIVE DEPARTMENT, }  
Nov. 13, 1851. }

In compliance with the resolution of the House of Representatives, of the 10th instant, I herewith transmit the Memorial of Moses Sheftall and others, with the Bill introduced for their relief, and the report of the committee made thereon, at the last session of the General Assembly, which are all the papers of file in this office, relating thereto.

HOWELL COBB.

Hon. James A. Meriwether, Speaker of the House of Representatives.



The House took up the unfinished business of Tuesday, which was on the passage of the Bill to amend the first section of an Act entitled "an Act to point out the mode for the Collection of Rents," approved 26th December, 1811: and

Also, the first section of an Act entitled "an Act to point out the mode for the Collection of Rents, and the recovery of the Possession of Property, within the City of Savannah and the precincts thereof," assented to 6th December, 1813;

Whereupon, Mr. Trippe moved to recommit the same to a Committee of the Whole, for the purpose of amending it; which motion prevailed.

Whereupon, Mr. Trippe offered the following proviso, as an amendment to the first section, to-wit—

*Provided*, That no Agent, Attorney in Fact, or Attorney at Law, shall be entitled to make the aforesaid oath, unless the said Agent, Attorney in Fact, or Attorney at Law shall have contracted said debt for his principal, or shall of his own knowledge know said debt to be due, or shall procure the written affidavit of some other person, that the same is due, and shall so state it in his affidavit.

Mr. Trippe moved to amend the same by striking out the words "or shall procure the written affidavit of some other person that the same is due; which motion prevailed.

The amendment, as amended, was then agreed to.

Mr. Thurmond offered the following additional section, as an amendment to the Bill—

SEC. 2. *And be it further enacted by the authority aforesaid*, That no judgment on any distress warrant shall take precedence or preference in lien to any judgment obtained on any action which may be commenced in any of the courts of this State, previous to the issuing of said distress warrant; which was lost.

The report of the committee, as amended, was then taken up and agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" the yeas and nays were required to be recorded: and are—yeas 61, nays 60.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,  
Armstrong,  
Bartow,  
Bellinger,  
Born,  
Barnett, of Butts,  
Brinson,

Hill,  
Jackoway,  
Knox,  
Latimer, of Warren,  
Latimer, of Cobb,  
Langmade,  
Merrell,

Bailey,	Morel,
Bloodworth,	Milledge,
Cobb of Dooly,	McFarland,
Cobb, of Harris,	Patterson,
Clark, of Oglethorpe,	Price,
Clark, of Stewart,	Richardson,
Cannon,	Ramsey,
Carr,	Robinson, of Macon,
Dyer,	Staten,
Deadwyler,	Scarlett,
Daniel,	Smith, of Coweta,
Dawson, of Greene,	Smith, of Hancock,
Fannin,	Stephens,
Floyd,	Tift,
Gray,	Thornton,
Gardner,	Trippe,
Henry,	Watts,
Harrison,	Waldhour,
Hackney,	Wynn, of Oglethorpe,
Harris, of McIntosh,	Winn, of Gwinnett,
Harris, of Clarke,	Walker,
Hussey,	Williford,
Harper,	Williams, of Jasper.
Hendrick,	

Those who voted in the negative, are Messrs.

Allred,	Lewis,
Anderson, of Franklin,	Lochlin,
Byrd,	Lott,
Barr,	Morehouse,
Barnett, of Henry,	Moreland,
Baugh,	Mobley,
Bulloch,	Morris,
Bivins,	Moon,
Barlow,	McComb,
Christie,	McLain,
Cameron, of Chattooga,	McDougald,
Cameron, of Telfair,	McAfee,
Castens,	Pickett,
Chastain,	Phillips,
Dorminy,	Pierce,
Dawson, of Putnam,	Roberts,
Erwin, of Forsyth,	Robinson, of Laurens,
Felton,	Reeves,
Fowler,	Russell,
Fuller,	Raulerson,
Fall,	Shewmake,
Grant,	Sumner,
Gilmore,	Seward,

Gilbert,  
Holland,  
Henly,  
Hall,  
Irvin, of Wilkes,  
Loveless,  
Lowe,

Thurmond,  
Tillman, of Tattnall,  
Tillman, of Appling,  
Wofford,  
Wooldridge,  
Wall,  
Williams, of Upson.

So the Bill was passed under the title thereof.

The following message was received from his Excellency, the Governor, by Mr. Hood, his Secretary—

MR. SPEAKER: His Excellency, the Governor, has assented to and signed a Resolution appointing a Joint Committee of both branches of the General Assembly, to examine and report the necessary repairs to the Executive mansion, and the furniture of the same, which I am directed to return to the House of Representatives.

On motion of Mr. Bartow, the Rules of the House were suspended, and he offered the following resolution, to-wit—

*Resolved*, That the House of Representatives concur with the Senate in its action relative to the formation of a Joint Committee on the Penitentiary, and that the Clerk communicate to the Senate the names of the House committee, together with the assent of the House to the resolution of the Senate;

On motion the same was taken up and agreed to.

The House took up the report of the committee on the Bill to incorporate the Union Steamboat Company of Georgia and South Carolina, and agreed thereto.

The Bill was read the third time and passed, under title thereof.

Mr. Seward, from the Special Committee on the Bill to form, create, and organize another Judicial District or Circuit in this State, to be composed of the counties therein named, and called the Florida Circuit; reported the same back to the House, with an amendment that it be called the Ocklocknee Circuit instead of the Florida Circuit.

Mr. Seward, also, from the Special Committee on the Bill to create and lay off two new Judicial Circuits, one to be called \_\_\_\_\_ Circuit, to be composed of the counties of Campbell, Cobb, Cherokee, Forsyth, Lumpkin, Union and Gilmor, and to add the same to the Fourth Supreme Court Judicial District, and the other to be called \_\_\_\_\_ Circuit, to be composed of the counties of Bibb, Houston, Twiggs, Dooly, Macon and Crawford, and to add the same to the Third Supreme Court Judicial District; reported the same back to the House with an amendment, striking out in the Circuit first mentioned, the county of Carroll.

The House took up the report of the committee on the Bill to separate the offices of Tax Collector and Receiver in the county of Chattooga, and agreed thereto.

The Bill was read the third time and passed, under the title thereof.

On motion of Mr. Mobley, the Rules were suspended, and he presented the Petition of Stephen Pace, Thomas F. Prather, Pleasant Hall, and Jesse Gunn, of the county of Harris, asking for an appropriation on account of the overpayment of taxes; which was referred, without being read, to the Committee on Petitions.

On motion of Mr. Henry, the Rules were suspended, and he offered the following resolution—

*Resolved*, That all Bills introduced for the purpose of incorporating Steamboat Companies, or other Navigating Companies, be referred to the Committee on Internal Improvements, with instructions to report a Bill, if necessary, for the incorporation of such companies, by a general law.

Mr. Henry moved to suspend the Rules, to take up the same; which was lost.

On motion of Mr. Floyd, the Rules were suspended, and he introduced a Bill to appropriate money, as a contingent fund for the years 1852 and 1853, and for the payment of arrearages chargeable to the contingent fund of 1851; which was read the first time.

On motion of Mr. Barr, the Rules were suspended, and he introduced a Bill to distribute to the Justices of the Peace, in Habersham county, books belonging to the State; which was read the first time.

The House took up the report of the committee on the Bill to authorize John Dyer to establish a Ferry across Tugaloo River, on his own land, in Franklin county, and take toll;

On motion of Mr. Tift, the same was laid on the table.

The House took up the report of the Committee on the Bill to compensate Grand and Petit Jurors of the county of Franklin, and agreed thereto. The Bill was read the third time, and passed under the title thereof.

The House took up the report of the committee on the Bill to authorize Samuel Knox to build a Bridge across Tugaloo River and take toll; and on motion the same was indefinitely postponed.

The House took up the report of the Committee of the Whole on the Bill for the purpose of altering and amending the Road Laws of this State, and for other purposes therein contained; and

On motion of Mr. McDougald, the same was referred to the Committee on Judiciary.

The House took up the report of the committee on the

Bill to exempt Ministers of the Gospel from working on any Public Roads of this State ;

On motion of Mr. Cannon the same was amended by inserting before the word Minister, the words "any ordained or licensed ;"

The report as amended was agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" the yeas and nays were required to be recorded: and are—yeas 110, nays 19.

Those who voted in the affirmative, are Messrs.

Allred,	Jackoway,
Anderson, of Wilkes,	Knox,
Anderson, of Franklin.	Loveless.
Armstrong,	Lowe,
Bartow,	Lewis,
Bellinger.	Lochlin,
Born,	Lott,
Byrd,	Latimer, of Cobb,
Barr,	Latimer, of Warren.
Barnett, of Butts,	Langmade,
Barnett, of Henry,	Morehouse,
Brinson,	Merrell,
Baugh,	Morel,
Bulloch,	Mobley,
Bivins,	Moreland,
Bailey,	Morris,
Clark, of Oglethorpe,	Milledge.
Cannon,	Moon,
Carr,	McLain,
Christie,	McAfee,
Cameron, of Telfair,	McFarland,
Cameron, of Chattooga,	Patterson,
Castens.	Pickett,
Chastain.	Phillips.
Dyer,	Pierce,
Deadwyler,	Richardson,
Dorminy,	Roberts.
Daniel,	Robinson, of Laurens.
Dawson, of Putnam,	Robinson, of Macon.
Dawson, of Greene,	Reeves,
Erwin, of Forsyth,	Russell,
Felton,	Raulerson,
Floyd,	Shewmake.
Fannin,	Staten,
Gray,	Sunner.
Grant,	Scarlett,
Gilmore,	Smith, of Coweta,
Gilbert,	Smith, of Hancock,

Henry,	Stephens,
Harrison,	Thornton,
Hackney,	Tilman, of Tattnall,
Holland,	Tilman, of Appling,
Harris, of McIntosh,	Wofford,
Harris, of Clarke,	Woodward,
Hussey,	Wooldridge,
Harper,	Wynn, of Oglethorpe,
Hendrick,	Winn, of Gwinnett,
Hill,	Williams, of Upson,
Hall,	Williams, of Jasper,
Irvin, of Wilkes,	

Those who voted in the negative, are Messrs.

Bloodworth,	Ramsey,
Barlow,	Seward,
Cobb, of Dooly,	Tift,
Cobb, of Harris,	Trippe,
Clark, of Stewart,	Watts,
Fowler,	Waldhour,
Fuller,	Walker,
Fall,	Williford,
Gardner,	Wall.
Henly,	

So the Bill was passed under the title thereof.

On motion of Mr. McDougald, the Rules were suspended, and he introduced a Bill to appropriate money for the purposes therein designated; which was read the first time.

The Speaker announced from the Chair, a communication in writing from E. Waitzfelder & Co., in reference to a debt due them by the Penitentiary; which was referred, without being read, to the Committee on the Penitentiary.

The House then adjourned until to-morrow morning, 10 o'clock.

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FRIDAY, Nov. 14th, 1851.

Mr. McDougald moved to reconsider so much of the Journal of the action of the House, on yesterday, as relates to the passage of the Bill to amend the first section of an Act, to point out the mode for the collection of Rents, approved 26th December, 1811; and

Also, the first section of an Act, entitled an Act, to point out the mode for the collection of Rents, and the recovery

of the possession of property within the city of Savannah, and the precincts thereof, assented to 6th December, 1813 ;

Whereupon, Mr. Henry arose to a point of order, that the gentleman from Muscogee voting in the negative, could not move a reconsideration ; which the Chair sustained ;

Whereupon, Mr. McDougald appealed from the decision of the Chair ;

Pending the discussion thereon.

Mr. Henry, by leave of the House, withdrew his point of order, for the purpose of referring the same to a Committee.

The following message was received from His Excellency the Governor, by Mr. Hood, his Secretary—

MR. SPEAKER : I am directed by His Excellency, the Governor, to lay before the House of Representatives, a communication in writing.

The question then recurred on the reconsideration moved by Mr. McDougald ;

Whereupon, the yeas and nays were required to be recorded ; and are--yeas 68, nays 54.

Those who voted in the affirmative, are Messrs.

Allred,	Irvin, of Wilkes,
Anderson, of Franklin,	Jackoway,
Atkinson,	Janes,
Barr,	Lott,
Barnett, of Butts,	Loveless,
Barnett, of Henry,	Lowe,
Barlow,	McAfee,
Baugh,	McComb,
Baynes,	McDougald,
Bellinger,	McLain,
Bivins,	Moon,
Born,	Mobley,
Bulloch,	Morehouse,
Byrd,	Morris,
Cameron, of Chattooga,	Phillips,
Cameron, of Telfair,	Pickett,
Castens,	Pierce,
Chastain,	Powell,
Christie,	Raulerson,
Cobb, of Dooley,	Reeves,
Dawson, of Putnam,	Roberts,
Dorminy,	Robinson, of Laurens,
Erwin, of Forsyth,	Russell,
Fall,	Seward,
Felton,	Shewmake,
Fowler,	Sumner,
Fuller,	Thurmond,

Gilbert,	Tillman, of Tattnall.
Gilmore,	Tillman, of Appling.
Grant,	Wall.
Hall,	Williams, of Upson.
Henly,	Williams, of Jasper.
Holland,	Wofford,
Hussey,	Woodbridge,

Those who voted in the negative, are Messrs.

Armstrong,	Langmade,
Bartow,	Latimer, of Cobb,
Bloodworth,	Latimer, of Warren,
Brinson,	Lewis,
Cannon,	Lochlin,
Carr,	McFarland,
Clark, of Oglethorpe,	Milledge,
Clark, of Stewart,	Merrell,
Cobb, of Harris,	Moreland,
Daniel,	Morel,
Dawson, of Greene,	Perkins,
Deadwyler,	Price,
Dyer,	Richardson,
Edwards,	Robinson, of Macon,
Fannin,	Scarlett,
Floyd,	Smith, of Coweta,
Gardner,	Smith, of Hancock,
Gray,	Staten,
Hackney,	Stephens,
Harrison,	Thornton,
Harris, of Clarke,	Tift,
Harris, of McIntosh,	Trippe,
Harper,	Waldhour,
Hendrick,	Watts,
Henry,	Williford,
Hill,	Wynn, of Oglethorpe,
Knox,	Winn, of Gwinnett,

So the motion to reconsider prevailed.

On motion of Mr. Bartow, the Special Order of the Day was suspended to allow him from the Committee on Internal Improvements, to report the following resolution, to wit—

*Resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met, That the Committees on Internal Improvements of the two Houses, respectively, are hereby authorized to appoint a Subcommittee from each, to consist of two from the Senate Committee, and three from the House Committee, who*



shall form a Joint Committee, whose duty it shall be to proceed to the Western and Atlantic Railroad, and to make a thorough examination of the said Railroad, its equipment, finances, management, and all other matters relating to the Road, of interest to the State. And that the said Committee may discharge their duties efficiently, they are, hereby, empowered to procure such advice and assistance as they may deem necessary to examine all books and papers connected with the business and operations of the Road—to compel the attendance of all persons whose testimony they may desire, and the production of books and papers, and to call upon the Chief Engineer and all other Officers and Agents of the said Road, for such information and assistance in the discharge of their duties, as they may deem necessary. After making the examination herein provided for, it shall be the duty of the said Sub-Committee to report through their respective Committees, upon the subject committed to them, together with their estimate of the sum necessary to refit and equip the Road so as to place the same in complete and successful operation;

On motion of Mr. Bartow, the same was taken up and agreed to.

On motion of Mr. Henry, the Special Orders of the Day were suspended, and Mr. Henry from the Committee on Judiciary made the following report—

The Committee on the Judiciary to whom was referred the Bill to be entitled an Act, "To limit the bringing of Bills of Review to three years from the date of the decree," say that they have duly considered the said Bill, and recommend to the House the passage of the same, with but one amendment; that amendment, is to strike out the words, "until one year after the removal of such disability," in the latter clause of the proviso, and insert the following words, "Who shall have three years after the removal of such disability to bring said Bill of review." And your Committee having performed the duty assigned them, ask to be discharged from the further consideration of said Bill;

Also, the Committee on the Judiciary, to whom was referred the Bill to be entitled an Act, to amend the Attachment Laws of this State, say that they have had the same under consideration, and recommend the passage of the same, with the following amendment, to wit—

After the words, "And may be levied upon," in the Eighth line from the end of the Bill, strike out the words, "The joint property of such partnership," and insert "The interest of the said defendant in the partnership property." And at the conclusion of the Bill, add the following proviso—

*Provided*, The said deponent shall in addition to the

oath required by law, in cases of attachment, further swear that he has reason to apprehend the loss of said debt, or some part thereof, unless said Attachment shall issue ;

*And, provided further,* That the suing out of such Attachment, shall not effect any remedy, that the attaching creditor may now have at Law or in Equity against the other partner or partners, joint contractor or contractors, or joint promiser or promisors. And your Committee having discharged the duty assigned them, beg leave to be discharged from a further consideration of said Bill.

The House took up the Special Order of the Day, which was the Report of the Committee on Privileges and Elections, in the case of the contested seat of Russel Raulerson, of the county of Wayne, by Sherwood S. Akins ;

Whereupon, Mr. McDougald offered the following Resolution, to wit—

*Resolved,* That Russel Raulerson, a member elect from the county of Wayne, is entitled to retain his seat in this House, as a member thereof.

On motion, the Report and Resolution were referred to the Committee on Judiciary.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills, to wit—

A Bill to authorize and require the Justices of the Inferior Court of the county of DeKalb, to pay Jonathan N. Hadden out of the Poor School Fund of said county, for the year 1851 or 1852, the amount he was entitled to receive for teaching poor children in the years 1846 and 1849 ;

Also, a Bill to authorize Alfred F. Braham to plead and practice Law in the several Courts of Law and Equity in this State on certain conditions therein named ;

Also, a Bill to repeal so much of an Act, assented to the 19th of December, 1840, consolidating the offices of Tax Collector and Receiver of Tax Returns of the counties of Montgomery, Macon and Clarke, as relates to the county of Macon ;

Also, a Bill to lay off and organize a new county from the counties of Pike, Henry and Fayette.

The Senate has also adopted a resolution, empowering the Joint Committee on the Penitentiary, to send for persons and papers, in order to a thorough investigation of the Institution, and for other purposes ; to which they ask the concurrence of the House of Representatives.

The Speaker announced from the Chair, the following Standing Committee on Lunatic Asylum :

Messrs. Smith of Coweta, Hendrick of Newton, Cobb

of Harris, Felton of Cass, Moreland of Heard, Holland of Jones, Price of Floyd, Fall of Henry.

The call of the counties being the order of the day, Mr. Morehouse introduced a Bill to establish rates of Dockage, Wharfage and Storage in the City of Savannah, and to repeal all laws or parts of laws, militating against, or conflicting with this Act; which was read the first time.

Mr. Shewmake introduced a Bill to incorporate the town of Alexander in Burke county, Georgia; which was read the first time.

Mr. Bartow introduced a Bill to authorize the Justices of the Inferior Court of Chatham county, to set aside and invest a sum of money, to be inviolably preserved as a permanent fund, for the support and maintenance of Common or Free Schools, in said county, and for other purposes;

Also, a Bill to alter and amend an Act, entitled an Act, to authorize the subscription by the State, to the Capital Stock of the Milledgeville and Gordon Railroad Company, passed 6th February, 1850; which were severally read the first time.

On motion of Mr. Bartow, the Standing Committee on the Lunatic Asylum, was made the Standing Committee on the Deaf and Dumb Asylum of this State.

Mr. Henry introduced a Bill to incorporate the Savannah Volunteer Guards, of the City of Savannah; which was read the first time.

Mr. Felton presented a Petition from the Inferior Court of Cass county, in reference to money expended by them in the arrest of the Small Pox;

On motion of Mr. Felton, the same was referred to a Special Committee, consisting of Messrs. Felton, Bellinger and Wofford.

Mr. Felton, also, introduced a Bill to prevent trespasses upon lands, and to make it penal for any person or persons, to cut or carry off from the land of another person or persons, without authority, any wood or timber, for the purpose of selling the same;

Also, a Bill to change the names of Chester Gasa, Mary Gasa and Julius Gasa, of the county of Cass, to that of Chester Hawks, Mary Hawks and Julius Hawks; which were severally read the first time.

Mr. Wofford introduced a Bill to change the line of the Western and Atlantic Railroad so as to run by the town of Cassville; which was read the first time.

On motion of Mr. Floyd, the order was suspended, and the following Resolution of the Senate, taken up and concurred in, to wit:--

*Resolved, by the Senate and House of Representatives in General Assembly met.* That the Joint Committee upon

the Penitentiary, be authorized and empowered to send for such persons and papers, and to examine such witnesses on oath, as the Committee may deem necessary and important to a thorough investigation into the affairs of the Institution;

Also, that said Committee be authorized to employ a Clerk, if deemed necessary to do so.

Leave of absence was granted to Messrs. Atkinson, and Latimer of Warren, for a few days.

The House then adjourned until 10 o'clock to-morrow morning.

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SATURDAY, Nov. 15, 1851.

The House met pursuant to adjournment.

The Speaker announced from the Chair, a communication in writing from his Excellency, the Governor, which was ordered to be read—

EXECUTIVE DEPARTMENT, }  
Milledgeville, November 14, 1851. }

I herewith transmit to the General Assembly, the annexed Report of the Director of the Central Bank, with an accompanying Statement of the Cashier, showing the condition of the Bank, on the 3d inst.

By the 5th section of an Act, passed 28th December, 1843, it was made the duty of the Governor, "whenever the public interest shall require it" to cause the assets of the Central Bank to be deposited in the Treasury of the State.

My predecessors have not thought it expedient to exercise the discretionary power conferred upon them by this Act, for reasons which they have given to the General Assembly, unless restrained by the action of the Legislature, or by considerations of public policy, founded on a more thorough examination of the condition of the Bank than I have been able to make. I shall feel it to be my duty, to carry out the policy of the General Assembly, of bringing the business of the Bank, as such, to a close, and transferring its remaining assets to the office of the Treasury. In this event the responsible duty will be imposed upon the Treasurer of making a final settlement with the officers of the Bank. It is due alike to those officers, the Treasurer, and the interest of the State, that that settlement should be made with great care and circumspection, and, in my opinion, should be conducted under the supervision of a competent commissioner, to be appointed for that purpose.

The transfer of the assets of the Bank to the Treasury will impose additional and complicated duties upon the Treasurer, requiring his personal attention at different points of the State, at times, when his absence from his office would be inconsistent with the proper discharge of the other duties of his office. The nature and character of these assets will readily suggest to your body the reasons upon which this suggestion is founded. I, therefore, recommend that the General Assembly, in addition to the existing laws upon the subject, should provide for the contingencies to which their attention is here called.

HOWELL COBB.

And, on motion of Mr. Floyd, the same was referred to the Committee on Finance.

On motion, the Rules of the House were suspended, and Mr. Milledge, from the Joint Committee appointed to examine the Executive mansion, and report repairs, &c., made the following report—

The Joint Committee appointed to examine into the condition of the Executive mansion, the furniture therein, also, the out-buildings have discharged that duty, and beg leave to report, that, in order to repair and furnish that establishment in a thorough, comfortable, and neat manner, they recommend the appropriation of eight thousand dollars, and that so much thereof as may be necessary, be used for that purpose.

They further recommend that out of this sum should be built a substantial edifice for servant apartments.

On motion of Mr. Harris, the Rules of the House were suspended, and he offered the following resolution, to-wit—

*Resolved*, That one hundred and fifty copies of the report of the Director of the Central Bank be printed for the use of the members of this House;

On motion, the same was taken up and agreed to.

The House took up the unfinished business of yesterday, which was the call of the counties.

Mr. Harris, of Clarke, introduced a Bill to change the name of the "Relief Society of the Georgia Annual Conference of the Methodist Episcopal Church, South," to that of "The Preachers Aid Society of the Georgia Conference;" which was read the first time.

Mr. Fowler introduced a Bill to authorize John Barnes, Sr., of the county of Crawford to vend and peddle on all goods, wares and merchandize (spirituous liquors excepted), in the State of Georgia, without fee or license for the same; which was read the first time.

Mr. Jackoway introduced a Bill to amend the Judiciary Act, of 1799, and for the Prevention of Fraud, and the

further Protection of Innocent Purchasers, without notice; which was read the first time.

Mr. Latimer, of Cobb, presented a Memorial from Lacey M. Whitehead, praying a sum of money, for a horse killed on the State Road; which was referred, without being read, to the Committee on Petitions.

Mr. Powell introduced a Bill to define the amount and mode of payment of Witnesses, in all cases, so far as relates to the county of Decatur;

Also, a Bill to establish a Ferry on Flint River, and to allow the usual rates of tolls for crossing at the same;

Which were severally read the first time.

Mr. Sumner offered a resolution authorizing the Governor to furnish the Inferior Court of Emanuel county, with two copies of Hotchkiss & Cobb's Digest, each.

Mr. Price introduced a Bill to authorize the Justices of the Inferior Court for the county of Floyd, to levy an additional tax for county purposes: which was read the first time.

Mr. Knox introduced a Bill to divorce Cynthia Fleming from Mathew L. Fleming, and restore her to all the rights and privileges of a *feme sole*: which was read the first time.

Mr. Pickett introduced a Bill to appropriate money to lay out and make a Road from the foot of the Ramsown Mountain, by Ellijay, in Gilmer county, then to the North Carolina State Road, at the State line between Georgia and North Carolina; which was read the first time.

Mr. Armstrong introduced a Bill for the relief of Mary Daniel, and for other purposes therein specified; which was read the first time.

Mr. Dawson, of Greene, introduced a Bill to grant corporate powers and privileges to the Curbright Manufacturing Company; which was read the first time.

Mr. Winn, of Gwinnett, presented a Petition from the citizens of Gwinnett county, praying divorce for W. G. Jacobs, from his wife; which was referred, without being read, to a Special Committee, consisting of Messrs. Winn, Loveless and Baugh.

Mr. Mobley introduced a Bill to alter and amend the twelfth section of the thirteenth division of the Penal Code of this State, and for other purposes therein contained;

Also, a Bill to change the name of Nancy Geter to that of Nancy Hall, and to legitimize the same;

Which were several read the first time.

Mr. Dorminy introduced a Bill to require the Receiver of Tax Returns in this State, to make out and return to the Comptroller-General, separate lists, other than the regular returns, of the several lots of land given in, in their respective counties, by persons owning lands situate

in other counties; besides, the counties in which the persons giving in reside, and to require the Comptroller-General to consolidate the said separate returns from the several counties in this State, and publish the names of the owners, thereof, their residence, and the numbers of the same; also, the districts and counties in which they are situated, and for other purposes therein named: which was read the first time.

Mr. Thurmond introduced a Bill to stop the running of the Statute of Limitations, in all cases where the defendant shall abscond or remove beyond the limits of this State, or to parts unknown:

Also, a Bill to compel the Clerks of the Superior Courts, and Inferior Courts, and the Courts of Ordinary, of the several counties of this State, to buy a seal of office for each of their several Courts;

Which were severally read the first time:

Mr. Daniel introduced a Bill to indemnify the county of Liberty, for expenses incurred from preventing the spread of the Small Pox, in the year 1851; which was read the first time.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills, to-wit—

A Bill to compensate Executors, Administrators and Guardians, in certain cases;

Also, a Bill to change the name of the Court of Common Pleas, and of Oyer and Terminer, of the city of Savannah, and to authorize the Judge to appoint a Solicitor General, *pro tem*;

Also, a Bill to compensate the Petit Jurors of the county of Harris;

Also, a Bill to grant and secure to Charles D. Stewart and others, the right to erect, keep up and maintain a dam across a portion of the Chattahooche River;

The Senate has also concurred in the Resolution of the House of Representatives, providing for an investigation of the Western and Atlantic Railroad, by a sub-committee, to be appointed by the Committees on Internal Improvements, of the Senate and House of Representatives.

Mr. Russell introduced a Bill to amend an Act entitled "an Act to protect Religious Societies in the exercise of their religious duties," approved December 13, 1792; which was read the first time.

Mr. Trippe introduced a Bill to endow the Southern Botanical Medical College, at Macon, Georgia; which was read the first time.

Mr. Robinson, of Macon, introduced a Bill to authorize the Judge of the Superior Courts of the county of Macon,

to draw two pannels of Grand and two pannels of Petit Jurors;

Also, to require the Justices of the Inferior Court of said county, or a majority of them, to meet at their Court-house, on the first Monday in February next, to draw an additional pannel of Grand and Petit Jurors, to serve at the next term of said Superior Court;

Also, a Bill for the relief of George K. Holloway, of Laurens county;

Which were severally read the first time.

Mr. Floyd, from the Committee on Finance, introduced a Bill to levy and collect a tax, for the political years 1852 and 1853; which was read the first time.

Mr. Floyd also offered a Resolution, as follows—

*Resolved*, That one hundred and fifty copies of the bill to levy and collect taxes for the political years 1852 and 1853, be printed for the use of the members of this House, and that the Public Printer be instructed to number the lines in printing the same;

On motion, the same was taken up and agreed to.

Mr. McDougald introduced a Bill to require the several Judges of the Superior Courts of this State, on the trial of all causes before a special jury, whether the same be of a legal or equitable nature, to have all the parol testimony, or evidence given in, taken down in writing, at the request of either counsel, for plaintiff or defendant, in the words or language of the witness, as near as may be, and to require said Judges to reduce to writing, before pronouncing the same, their judgment or opinion on all questions arising at law, in equity, and in all criminal causes; and, also, to require said Judges to reduce to writing, before delivering the same, their charge to the aforesaid Special and Petit Juries, in each and all of the aforesaid causes, and for other purposes therein mentioned; which was read the first time.

Also, a Bill to pardon James Moushet, convicted of murder on circumstantial evidence;

Which was read the first time, and on motion of Mr. McDougald, referred to a Special Committee, consisting of Messrs. McDougald, Dawson, and Trippe.

Mr. Wooldridge introduced a Bill to change the name of Catherine Meredeth to that of Catherine Smith, and to give Josiah Smith and his wife Sarah Smith the legal claim to said child, as parents; which was read the first time;

Also, a Bill, accompanied with a Memorial, to incorporate the Trustees of Temperance Hall, in the city of Columbus and county of Muscogee;

Which was read the first time, and on motion of Mr. Wooldridge, was referred to the Committee on Petitions.



On motion of Mr. Janes, the Order was suspended, and the following Resolution of the Senate taken up and concurred in, to-wit—

*Resolved*, That a committee be appointed by the Senate, to join such committee as may be appointed on the part of the House of Representatives, to reorganize the Congressional Districts, and to report a Bill for the same;

And, on motion of Mr. Bartow, the committee on the part of the House shall consist of eight.

Mr. Bloodworth, from the Committee on Petitions, to whom was referred the Petitions of Pleasant Hall, Thos. F. Prayther, Jesse Gunn and Stephen Pace, of the county of Harris, to have certain taxes refunded to them, after the most careful consideration of the same, are of opinion that the prayer of the petition should be granted, and for their remedy have drafted the annexed Bill, which they beg leave to offer, as follows—

A Bill to refund certain Taxes, overpaid in the county of Harris; which was read the first time.

Also, Mr. Bloodworth, from the Committee on Petitions, to whom was referred the Petition of William White, of the county of Jackson, to be relieved from the payment of certain bonds against David M. Highfill, principal, and William White, and other securities, after a tedious investigation of the same, as also a counter petition, setting forth the fact that Mr. White had been fully indemnified, and was not likely to sustain any loss, your committee feel bound to report that, in their opinion, the prayer of the petitioner is unreasonable, and should not be granted, and they beg to be discharged from the further consideration of the subject.

Mr. Milledge introduced a Bill to amend an Act entitled "an Act to amend the several Acts now in force, regulating the Fees of Magistrates and Constables, in the State of Georgia, so far as relates to the county of Chatham, and to provide for the mode of collecting the same, so as to extend the provisions of that Act, to the county of Richmond;"

Also, a Bill to appropriate money, to repair and furnish the Executive mansion, and to build house for servants;

Which were severally read the first time.

Mr. Barlow introduced a Bill to abolish an election precinct in the county of Sumter;

Also, a Bill to empower and force the Judges of the Superior Courts of this State, to appoint Masters in Chancery, in certain cases;

Also, a Bill to compensate the Petit Jurors of the county of Sumter, and to authorize the Justices of the Inferior Court to levy an extra tax for that purpose;

Which were severally read the first time.

Mr. Seward introduced certain Resolutions, in reference to sending Delegates to a National Democratic Convention.

Mr. Seward moved to suspend the Rules in order to take up the same ;

Whereupon, the yeas and nays were required to be recorded ; and are—yeas 26, nays 92.

Those voting in the affirmative, are Messrs.

Barnett, of Butts,	McComb,
Baynes,	Milledge,
Bloodworth,	Mérrell,
Cobb, of Dooly,	Morehouse,
Dorminy,	Phillips,
Fowler,	Roberts,
Gray,	Robinson, of Laurens,
Hill,	Seward,
Holland,	Smith, of Coweta,
Hussey,	Tift,
Irvin, of Wilkes,	Walker,
Latimer, of Cobb,	Watts,
Lott,	Williams, of Jasper,

Those who voted in the negative, are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Harrison,
Anderson, of Wilkes,	Jackoway,
Armstrong,	Janes,
Bailey,	Knox,
Bartow,	Lewis,
Barr,	Lochlin,
Barnett, of Henry,	Loveless,
Barlow,	Lowe,
Baugh,	McAfee,
Bellinger,	McDougald,
Bivins,	McFarland,
Born,	McLain,
Brinson,	Moon,
Bulloch,	Morel,
Byrd,	Mobley,
Cameron, of Chattooga,	Moreland,
Cameron, of Telfair,	Morris,
Cannon,	Perkins,
Carr,	Price,
Castens,	Pickett,
Chastain,	Pierce,
Cobb, of Harrie	Powell,

Clark, of Oglethorpe.	Ramsey.
Clark, of Stewart.	Raulerson.
Daniel.	Reeves.
Dawson, of Putnam.	Richardson.
Dawson, of Greene.	Robinson, of Macon.
Dyer.	Russell.
Deadwyler.	Shewmake.
Edwards.	Scarlett.
Erwin, of Forsyth.	Staten.
Fall.	Stephens.
Fannin.	Sumner.
Felton.	Thornton.
Floyd.	Thurmond.
Fuller.	Tillman, of Tattnall.
Gardner.	Tillman, of Appling.
Grant.	Trippe.
Gilmore.	Wall.
Hackney.	Williford.
Hall.	Williams, of Upson.
Harris, of McIntosh.	Wofford.
Harris, of Clarke.	Wooldridge.
Harper.	Winn, of Gwinnett.
Hendrick.	Wynn, of Oglethorpe.
Henry	

So the motion to take up was lost.

The following Message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed a Bill to lay off and organize two new Judicial Circuits, embracing certain counties therein named;

The Senate has also adopted a Resolution constituting the Committees of the Senate and House of Representatives, on the Deaf and Dumb Asylum, a Joint Committee;

To which they ask the concurrence of the House of Representatives.

Mr. Seward, also, introduced a Bill to change the boundary line of Thomas county, so as to add Lot of Land No. 110, in the 10th District of Baker county, adjoining the present line of the county of Thomas, so as to add to, and make said lot of land a part of Thomas county; which was read the first time.

On motion of Mr. Felton, of Cass, the following Resolution of the Senate, was taken up and concurred in, to wit—

*Resolved, by the Senate and House of Representatives,* That the Committee of the Senate and House, on the Deaf and Dumb Institution, be constituted a Joint Committee, and that they have power to appoint a Sub-Committee to

examine this Institution, and report thereon to the present General Assembly.

Mr. Hill introduced a Bill to change the name of the LaGrange Female Institute, and for other purposes therein named ;

Also, a Bill to incorporate the town of Antioch, in Troup county, and to provide for the election of Intendent and Commissioners for the same, and to define their powers, and for other purposes therein mentioned :

Also, a Bill to repeal an Act, entitled an Act, to repeal an Act to appoint County Treasurers, and to define their duties, so far as relates to the counties of Troup, Carroll, Crawford, Murray, Monroe, Montgomery, Pike, Appling, Randolph, Warren, Fayette, Stewart, and to give to the people of said counties the election of Treasurers, approved 20th December, 1849 : which were severally read the first time.

Mr. Lowe introduced a Bill to provide compensation for Grand and Petit Jurors of the Superior Court in Warren county : which was read the first time.

Mr. Raulerson introduced a Bill to change the lines between the counties of Ware and Wayne, so as to define the same ; which was read the first time.

The following message was received from His Excellency, the Governor, by Mr. Paine, his Secretary—

MR. SPEAKER : His Excellency, the Governor, has assented to, and signed a Resolution, authorizing the Committees on Internal Improvements to appoint a Sub-Committee, to proceed to the Western and Atlantic Railroad, and make a thorough examination of the same, which I am instructed to return to the House of Representatives.

Mr. Morehouse introduced a Bill to incorporate the Grand Division of the Sons of Temperance of the State of Georgia ; which was read the first time.

Mr. Tillman, of Tattnall, introduced a Bill to amend the several Acts in relation to issuing Grants on Head Rights in this State ; which was read the first time.

On motion of Mr. Bartow, the Rules were suspended, and he introduced a Bill to preserve the purity of public elections in this State, and to prevent Magistrates who hold Courts, or City or Town Officers, from presiding at County or City or Town Elections ; which were severally read the first time.

On motion, the Rules of the House were suspended, and Mr. Tift introduced a Bill to provide more effectually for assessing and collecting taxes, on land or real estate ; which were read the first time.

Mr. Tift, also, laid on the table a Preamble and Resolutions, relative to sending Delegates to the Baltimore Convention.

Mr. Henry, from the Committee on the Judiciary, to whom was referred the Bill to be entitled an Act to regulate and fix the lien of Judgments in Justices' Courts of this State, says that they have duly considered said Bill, and report against the passage of the same; and beg to be discharged from further consideration of the same;

Also, the Committee on the Judiciary, to whom was referred the Bill to be entitled an Act, to amend an Act, for the relief of Honest Debtors, passed December 19th, 1823; say that they have duly considered said Bill, and report against the passage of the same; and beg to be discharged from further consideration of the same;

Also, the Committee on the Judiciary, to whom was referred the Bill to be entitled an Act, for the relief of Executors, Administrators and Guardians, say that they have considered said Bill, and concur in recommending the passage of the same, with the following amendments—

After the words, "And if no sufficient cause be shewn to the contrary," in the second line from the end of the first section, insert the following words, "And the said Executor, Administrator, or Testamentary Guardian, shall have made and rendered to the said Court of Ordinary, a just, full, and fair account of all his actings and doings in relation to the said estate, which he, she or they may represent, and the condition thereof, and shall also have paid over and delivered to such person or persons, as shall, or may be authorized by the order of said Court to receive the same, all the estate property and effects remaining in his, her or their hands, custody and possession, of all which the said Court of Ordinary shall be fully satisfied before granting said Letters Dismissory."

Then strike out the third Section, and insert in lieu thereof—

"SEC. 3. *And be it further enacted by the authority aforesaid,* That the payment and delivery over of the said estate remaining in the hands of said Executor, Administrator, or Testamentary Guardian, as required in the first Section of this Act, shall be to the person or persons appointed by the order of said Court of Ordinary to succeed in the representation of said estate, or estates, or if no such successor or successors shall be appointed by the said Court, at the term or time at which such discharge, or Letters Dismissory is granted, then the said Court shall pass such order for the custody and safe keeping of said estate, property and effects, as it shall deem necessary and proper, until such successor or successors shall be duly appointed by said Court;"

And your Committee having discharged the duty assigned them in this behalf, beg leave to be discharged from the further consideration of said Bill;

Also, the Committee on the Judiciary, recommend the adoption of the following Resolution—

*Resolved*, That His Excellency, the Governor, be, and he is, hereby authorized and requested, to furnish the Honorable James M. Wayne, Judge of the Sixth Circuit of the United States, for the District of Georgia, and the Honorable John C. Nicol, Judge of the District Court of the United States for the District of Georgia, with a full copy of the Reports of the Decisions of the Supreme Court of the State of Georgia, now in the Executive Department, and a copy of such other volumes of the same, as may hereafter be published ;

On motion, the Rules were suspended, and the Resolution taken up and agreed to.

Mr. McDougald laid upon the table a Resolution, requiring the Judiciary Committee to report on the Bill, prohibiting the importation of slaves, &c. ;

Also, a Resolution as follows—

*Resolved*, That one hundred and fifty copies of the Bill now on the Clerk's desk, entitled an Act, to alter and amend an Act, to establish rates of Dockage, Wharfage and Tonnage, in the city of Savannah, to repeal all laws or parts of laws, militating against the same, be printed for the use of the House ;

And on motion, the Rule was suspended, and the same was taken up and agreed to.

On motion of Mr. Stephens, the Order was suspended, and the following Bill was read the second time and ordered to be engrossed for a third reading—

A Bill to alter and amend the first paragraph of the seventh section of the first article of the Constitution of this State.

On motion of Mr. Floyd, the Order was suspended, and the following Bills were taken up and read the second time, and committed for a third reading—

A Bill appropriating money as a contingent fund for the years 1852 and 1853, and for the payment of arrearages chargeable to the contingent fund of 1851 ;

A Bill to appropriate money for the purposes therein designated.

On motion of Mr. Trippe, the Rules of the House were suspended, and he offered the following Resolution, to wit—

*Resolved*, That all Resolutions on the question of Slavery or the Policy of Georgia, in the next Presidential election, already introduced, or that may be introduced, be referred to the Committee on the State of the Republic ;

On motion of Mr. Trippe, the same was taken up and agreed to.

Leave of absence was granted to Messrs. Gilbert and Carr for a few days.

The House then adjourned until three o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

The following Bills of the House were severally read the second time, and engrossed for a third reading—

A Bill to incorporate Aramatha Methodist Church, in the county of Lincoln ;

A Bill to authorize John W. Duncan to plead and practice Law in the several Courts of Law and Equity in this State, on certain conditions therein named.

The following Bills of the House were severally read the second time, and committed for a third reading—

A Bill to authorize Alexander Dudley Hammond of the county of Monroe, and other persons therein named, to plead and practice in the several Courts of Law and Equity in this State, on certain conditions therein named ;

A Bill to authorize and enable James Stewart, an alien born resident, in the county of Pike, to purchase, hold and convey real estate, within this State ;

A Bill to repeal an Act, entitled an Act, to authorize and require the Sheriffs, Coroners, Clerks, of the Superior and Inferior Courts, and Courts of Ordinary, in the several counties in this State, to advertise in certain newspapers, assented to February 22nd, 1859 ;

A Bill to change the place for holding elections from Prattsville in Monroe county, to Colaparchee in said county ;

A Bill to secure the Rock Island Factory certain privileges, and for other purposes therein named ;

A Bill to incorporate a Volunteer Corps of Infantry in the city of Augusta, and to grant unto it certain privileges ;

A Bill to prohibit the sale of deadly weapons, and to prescribe the mode of carrying the same, and to punish for a violation of the same, and to repeal an Act, entitled an Act, to guard and protect the citizens of this State against the unwarrantable, and too prevalent use of deadly weapons ; assented to December 27th, 1837 ; which was referred to Committee on Judiciary ;

A Bill to incorporate Cohuttah Lodge of Free Masons, and for other purposes therein specified ;

A Bill to confer certain privileges upon John Everett, of Thomas county, and to make lawful his acts, and give him authority to transact business as though he were of full age ;

A Bill to provide for the election of Judges of the Superior Courts of this State ;

A Bill to authorize Obadiah T. Dickerson, the present County Surveyor, of Rabun county, to re-survey a part of the first and second District of said county, and to appropriate money for the same ;

A Bill to prevent the killing of deer at certain periods of the year in the county of Carroll ;

A Bill to remove an Election Precinct in the county of Carroll ;

A Bill to alter and amend the twelfth section of the second article of the Constitution of the State of Georgia ; which, on motion of Mr. Bartow, was referred, with the Bill of the Senate, on the same subject, to the Committee on the Judiciary ;

A Bill to add an additional section to the first article of the Constitution ; which was ordered to be engrossed ;

A Bill to alter and amend the third section of the third article of the Constitution of the State of Georgia ; which was ordered to be engrossed for a third reading.

Mr. Bartow from the Committee on Internal Improvements, reports, that in pursuance of the Joint Resolution passed by the Senate and House of Representatives, and approved by the Governor, authorizing the Committee on Internal Improvements of the two Houses, respectively, to appoint a Sub-Committee to proceed to the Western and Atlantic Railroad, and investigate the condition and management of the said Road ; they have appointed Messrs. Fannin, Tift and Perkins, from the House Committee, to discharge the duty required by the said Resolution.

The order being again resumed, the following Bills were severally read the second time, and committed for a third reading—

A Bill to extend certain privileges to Thomas D. Prather, of the county of Harris, and to make legal and binding the acts and doings of the said Thomas D. Prather, and for other purposes therein contained ;

A Bill for the relief of Elizabeth Ann Anthony, wife of Lavoice L. Anthony, of the county of Richmond ;

A Bill to alter and change the time of holding the Superior Courts in the county of Marion, &c. ;

A Bill for the relief of Bryant Tulford, of the county of Washington, and for other purposes therein named ;

A Bill to remove Election Precincts in the county of Burke ;

A Bill for the relief of Daniel Hicks, Edward H. Garrett, John R. Scurry and Joseph Reeves ;

A Bill to establish Election Precincts at the places of holding Justices' Courts in the several counties of this State.



On motion, the House took up the following Bills of the Senate, which were read the first time—

A Bill to authorize the Board of Physicians of this State, to hold their Annual Meetings in Milledgeville, or any other place they may appoint within this State ;

A Bill to amend the Charter of the Jewish Congregation at Savannah ;

A Bill to incorporate the Hebrew Benevolent Society of Savannah ;

A Bill to alter and amend the fourth section of the eleventh division of the Penal Code ;

A Bill to incorporate the Magnolia Steam Packet Company ;

A Bill to alter and amend the third section of the first article of the Constitution of this State ;

A Bill to alter and amend the sixth section and third article of the Constitution of the State of Georgia ;

On motion, one hundred and fifty copies of the same, were ordered to be printed.

A Bill to empower Juries to authorize Defendants in cases of absolute or total divorce, to marry again during the life of the libellant ;

A Bill to prescribe the order of argument of Counsel in criminal cases ;

A Bill to amend an Act, to incorporate the Washington Fire Company, of the city of Savannah ;

A Bill to grant certain privileges to the Chatham Artillery, and certain other Volunteer Corps, therein named ;

A Bill to incorporate the Georgia Military Institute, and for other purposes therein named ;

A Bill to repeal so much of an Act, assented to the 19th day of December, 1840, consolidating the offices of Tax Collectors and Receiver of Tax Returns, of the counties of Montgomery, Macon and Clarke, as relates to the county of Macon ;

A Bill to authorize Alfred F. Braham to plead and practice law in the several Courts of Law and Equity in this State, on certain conditions therein named ;

A Bill to lay off and organize a new county, from the counties of Pike, Henry and Fayette ;

A Bill to authorize and require the Justices of the Inferior Court of the county of DeKalb, to pay Jonathan W. Hadden out of the Poor School Fund of said county, for the year 1851 or 1852, the amount he was entitled to receive for teaching poor children in the years 1846 and 1849 ;

A Bill to grant and secure to Charles D. Stewart and others, the right to erect, keep up, and maintain a dam across a portion of the Chattahoochee River ;

A Bill to compensate Executors, Administrators and Guardians, in certain cases ;

A Bill to compensate the Petit Jurors of the county of Harris ;

A Bill to create and lay off two new Judicial Circuits, one to be called the Blue Ridge Circuit, to be composed of the counties of Campbell, Cobb, Cherokee, Forsyth, Lumpkin, Union and Gilmer, and to be added to the Fourth Supreme Court Judicial District ; and the other to be called the Macon Circuit, to be composed of the counties of Bibb, Houston, Twiggs, Dooley, Macon and Crawford, and to add the same to the Third Supreme Court Judicial District ;

A Bill to change the name of the Court of Common Pleas of Oyer and Terminer, of the city of Savannah, and to authorize the Judge to appoint a Solicitor-General, *pro tem.*

Mr. Bloodworth moved to suspend the Rules to introduce a Resolution ;

The Order being suspended, Mr. Bloodworth offered the following Resolution, to wit—

*Resolved*, That the House of Representatives hereafter meet regularly in the Representative Hall, at half-past 9 o'clock, A. M., of each day, to which they may adjourn in lieu of 10 o'clock, as heretofore practiced ;

Mr. McDougald moved to amend the same by adding, “and sit until 5 o'clock, P. M.”

Whereupon, the yeas and nays were required to be recorded ; and are—yeas 21, nays 74.

Those who voted in the affirmative, are Messrs.

Allred,	Merrell,
Barlow,	Mobley,
Byrd,	Price,
Clark, of Stewart,	Richardson,
Cobb, of Harris,	Russell,
Fuller,	Shewmake,
Hackney,	Thurmond,
Harper,	Watts,
McDougald,	Williams, of Upson,
McLain,	Winn, of Gwinnett,
Milledge,	

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Henly,
Anderson, of Wilkes,	Hill,
Armstrong,	Hussey,
Bailey,	Irvin, of Wilkes,
Bartow,	Janes,

Barr,	Knox,
Barnett, of Butts,	Latimer, of Cobb,
Barnett, of Henry,	Lewis,
Baugh,	Lott,
Bellinger,	Loveless,
Bivins,	Lowe,
Bloodworth,	McAfee,
Born,	McComb,
Brinson,	McFarland,
Bulloch,	Moon,
Cameron, of Telfair,	Moreland,
Cannon,	Morel,
Christie,	Morris,
Clark, of Oglethorpe,	Phillips,
Cobb, of Dooley	Pierce,
Deadwyler,	Raulerson,
Dorminy,	Reeves,
Dyer,	Roberts,
Edwards,	Robinson, of Laurens,
Erwin, of Forsyth,	Robinson, of Macon,
Felton,	Scarlett,
Floyd,	Staten,
Fowler,	Stephens,
Gardner,	Sumner,
Gilmore,	Thornton,
Grant,	Tift,
Gray,	Tilman, of Tattnall,
Hall,	Tillman, of Appling,
Harrison,	Wall,
Harris, of McIntosh,	Williford,
Hendrick,	Wooldridge,
Henry,	Wynn, of Oglethorpe,

So the motion to amend was lost.

On motion, the House then adjourned until Monday morning, 10 o'clock.

MONDAY, Nov. 17, 1851.

The House met pursuant to adjournment.

Mr. Tripp moved to reconsider so much of the Journal of the House of Saturday, as far as relates to the concurrence on the part of the House, in the Resolution of the Senate, authorizing the Committee on the Deaf and Dumb Asylum of this State, to appoint a sub-committee to investigate the condition of said institution; which motion prevailed.

Mr. Wofford, from the Committee on Privileges and Elections, presented the following Report—

The Committee on Privileges and Elections have had under their consideration the Petition of Sam'l W Blackwell, and Augustus W Lane, protesting against the right of James M. Williams, and Elbert W Baynes, to their seats as Representatives of the county of Jasper, and ask leave to make the following Report—

By reference to the returns of the managers of the last general election, held in and for the county of Jasper, on file in the Executive Department, it appears that James M. Williams received eighty-nine votes more than Samuel H. Blackwell, and ninety-three votes more than Augustus W Lane; that Elbert W Baynes, received eighty-one votes more than Samuel H. Blackwell, and eighty-five votes more than Augustus W Lane, for Representatives of the county of Jasper, in the present General Assembly; Elbert W Baynes, the lowest sitting member, received a majority over Samuel H. Blackwell, the highest contesting party, of eighty-one votes. After a most tedious and careful examination of all the testimony produced, both by the contestants and sitting members, and the public records: the committee have come to the conclusion (although many strange and painful developments have been made) that in the investigation of this case there are but two facts which can in any way affect the rights of the parties;

First: The polls at Slaughter's precinct, which gave Williams and Baynes, the sitting members, a majority of one hundred and fifty-eight votes over Blackwell and Lane, the contestants, were opened, and some one hundred and thirty names, purporting to be voters, on the tally sheets, before the hour of 7 o'clock, A. M., on the day of the election;

Secondly: That the return from said precinct is fraudulent, because the first sixty names appearing on the tally sheets, certified to as legal voters, are wholly unknown to the citizens of Jasper county; which names do not appear on the Tax Receiver's book of said county, and of whom the oldest and best acquainted citizens know nothing, or know them not to be citizens of said county;

That on account of the illegal hour of opening the polls at Slaughter's precinct, and the fraudulent returns therefrom, it is the opinion of the committee, that in adding together the returns of the voters of the several precincts in the county of Jasper, the returns from Slaughter's precincts should not be added. Taking from the number of votes received by Williams and Baynes in the whole county, one hundred and fifty-eight, their majority at Slaughter's precinct, it appears that Samuel H. Blackwell received seventy-six, and Augustus W Lane sixty-two

votes more than James M. Williams, the highest sitting member from the county of Jasper;

Your committee, therefore, submit the following resolution for the consideration of the House—

*Resolved*, That at an election held in and for the county of Jasper, on the first Monday in October last, for members of the General Assembly of this State, that James M. Williams and Elbert W. Baynes did not receive the highest number of legal votes, legally polled for Representatives of said county of Jasper, in the present General Assembly; that James M. Williams and Elbert W. Baynes are not entitled to retain their seats as Representatives of said county; that Samuel H. Blackwell and Augustus W. Lane, having received the highest number of legal votes, legally polled for Representatives of said county, that they are entitled to seats as Representatives of the county of Jasper.

Mr. Wofford moved to take up the Report, for the purpose of printing; which motion prevailed.

On motion of Mr. Wofford, one hundred and fifty copies of the Report, and evidence connected therewith, was ordered to be printed.

On motion of Mr. Trippe, the Report was made the Special Order of the Day for Wednesday next.

The House took up the unfinished business of Saturday, which was the consideration of Mr. Bloodworth's Resolution, relative to the meeting of this House at half-past 9 o'clock, every morning.

Mr. McDougald moved to lay the same on the table.

Whereupon, the yeas and nays were required to be recorded; and are—yeas 41, nays 71.

Those who voted in the affirmative, are Messrs.

Bailey,	Janes,
Bartow,	Lowe,
Barr,	Lott,
Barlow,	McComb,
Bivins,	McDougald,
Born,	McLain,
Byrd,	Milledge,
Cameron, of Telfair,	Mobley,
Cameron, of Chattooga,	Raulerson,
Cannon,	Richardson,
Castens,	Roberts,
Chastain,	Robinson, of Laurens,
Clark, of Stewart,	Russell,
Erwin, of Forsyth,	Scarlett,
Fowler,	Shewmake,
Grant,	Sumner,

Harris, of Clarke,	Tift,
Harper,	Williford,
Hendrick,	Wofford,
Holland,	Wooldridge,
Irvin, of Wilkes,	

Those who voted in the negative, are Messrs.

Allred,	Jackoway,
Anderson, of Wilkes,	Knox,
Anderson, of Franklin,	Latimer, of Cobb,
Armstrong,	Lewis,
Barnett, of Butts,	Lochlin,
Barnett, of Henry,	Loveless,
Baugh,	McAfee,
Baynes,	McFarland,
Bellinger,	Merrell,
Bloodworth,	Moon,
Brinson,	Moreland,
Bulloch,	Morel,
Christie,	Morris,
Clark, of Oglethorpe,	Phillips,
Cobb, of Dooly,	Pickett,
Cobb, of Harris,	Pierce,
Daniel,	Price,
Deadwyler,	Ramsey,
Dorminy,	Reeves,
Dyer,	Robinson, of Macon,
Edwards,	Seward,
Fall,	Smith, of Hancock,
Felton,	Staten,
Floyd,	Thornton,
Fuller,	Thurmond,
Gardner,	Tilman, of Tattnall,
Gilmore,	Tilman, of Appling,
Gray,	Trippe,
Hackney,	Waldhour,
Hall,	Wall.
Harrison,	Watts,
Harris, of McIntosh,	Williams, of Upson,
Henly,	Williams, of Jasper,
Henry,	Wynn, of Oglethorpe,
Hill,	Winn, of Gwinnett,
Hussey,	

So the motion was lost.

Mr. McDougald moved to amend the same by inserting in the place of half-past 9 o'clock, a quarter to 10 o'clock, A. M.

Whereupon, the yeas and nays were required to be recorded and are—yeas 16, nays 90.

Those voting in the affirmative, are Messrs.

Barlow,	Powell,
Cameron, of Telfair,	Raulerson,
Clark, of Stewart,	Richardson,
Cobb, of Harris,	Roberts,
Janes,	Russell,
Lowe,	Tift,
McComb,	Tillman, of Appling,
McDougald,	Wofford,
Mobley,	

Those who voted in the negative, are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Holland,
Anderson, of Wilkes,	Hill,
Armstrong,	Hussey,
Bartow,	Irvin, of Wilkes,
Barr,	Jackoway,
Barnett, of Henry,	Knox,
Barnett, of Butts,	Latimer, of Cobb,
Baugh,	Lewis,
Baynes,	Lochlin,
Bellinger,	Loveless,
Bloodworth,	McAfee,
Born,	McFarland,
Brinson,	McLain,
Bulloch,	Merrell,
Byrd,	Moon,
Cameron, of Chattooga,	Moreland,
Cannon,	Morel,
Castens,	Morris,
Chastain,	Phillips,
Christie,	Pickett,
Clark, of Oglethorpe,	Pierce,
Cobb of Dooly,	Price,
Daniel,	Ramsey,
Deadwyler,	Reeves,
Dorminy,	Robinson, of Laurens,
Dyer,	Robinson, of Macon,
Edwards,	Scarlett,
Erwin, of Forsyth,	Seward,
Fall,	Smith, of Hancock,
Felton,	Staten,
Floyd,	Sumner,
Fuller,	Thornton,

Gardner,	Thurmond,
Gilmore,	Tillman, of Tattnall,
Grant,	Trippe,
Gray,	Waldhour,
Hackney,	Wall,
Hall,	Watts,
Harrison,	Williford,
Harris, of McIntosh,	Williams, of Jasper.
Harris, of Clarke,	Williams, of Upson,
Harper,	Wooldridge,
Hendrick,	Wynn, of Oglethorpe,
Henry,	Winn, of Gwinnett,

So the motion was lost.

The question then recurred on the adoption of the Resolution, and the same was adopted without amendment.

Leave of absence was granted to Messrs. Stephens and Shewmake, for a few days, on special business.

The Speaker announced the following as the Committee on the part of the House, to re-organize the Congressional Districts: Messrs. Janes, Carr, Trippe, Irvin of Wilkes, McDougald, McComb, Bellinger, Harris of Clarke.

On motion of Mr. Milledge, the Rules were suspended, and the following Bill was read the second time and committed for a third reading, to-wit—

A Bill to appropriate money to repair and furnish Executive mansion, and to build house for servants.

On motion of Mr. Milledge, the same was made the Special Order of the Day for to-morrow.

The Order of the Day being the call of the counties, Mr. Tift introduced a Bill to authorize the Governor of Georgia to issue Bonds for two hundred thousand dollars, to be loaned and secured to assist in the construction and equipment of a Branch Railroad, from the town of Oglethorpe, or some other point on the South-Western Railroad, to Albany, in Baker county;

Also, a Bill to change the penalty for certain crimes, from death to perpetual imprisonment, at hard labor, in the Penitentiary;

Which were severally read the first time.

Mr. Atkinson introduced a Bill to amend an Act, supplementary to the General Tax Laws, approved February 1st, 1850, and to repeal the second and fourth sections of said Act; which was read the first time.

Mr. Cameron, of Chattooga, introduced a Bill to incorporate the Coosa and Chattooga River Railroad; which was read the first time.

Mr. Bellinger introduced a Bill to incorporate the Southern Hydropathic Institute; which was read the first time.



Mr. Bird introduced a Bill to appropriate money to pay Dr. W. W. Wall, and Dr. J. A. S. Milligan, for professional services rendered to a number of Irish who were wounded by the train running off the track of the Western and Atlantic Railroad; which was read the first time.

Mr. Dorminy introduced a Resolution authorizing the Governor to furnish certain books therein named, to the Inferior Court of Irwin county;

Also, a Bill to change the line between the county of Irwin, and the county of Telfair; which was read the first time.

Mr. Thurmond introduced a Bill to secure the property of minors against the mismanagement of their guardians, by statute, by requiring bond and security, as in other cases of guardianship; which was read the first time.

Mr. Bulloch introduced a Bill to add a part of Jackson to Madison county, so as to include the residence of William Sanders, William Sailors, and Jas. M. Sailors; which was read the first time.

Mr. Floyd, from the Committee on Finance, reported a Bill supplemental to an Act passed 28th December, 1843, making it the duty of the Governor, whenever the public interest shall require it, to cause the assets of the Central Bank to be deposited in the Treasury of the State; which was read the first time.

Mr. McDougald introduced a Bill to protect the character of free white females against slander, and for other purposes;

Also, a Bill to protect the people of Georgia against corrupt legislation, and to punish all persons who violate the provisions of this Act, and to add the same, as another section, to the Eighth Division of the Penal Code of this State under the head of crimes and offences against the public justice;

Which were severally read the first time.

Mr. Milledge presented a Petition from the executors of John Martin, "a faithful soldier of the Revolution," praying the emancipation of two slaves; the same being directed in the last will and testament of said soldier;

Also, a Petition from Edward T. Campbell, praying to obtain leave to have the names of two females of color, registered;

Which were referred to the Committee on Petitions.

Mr. Seward introduced a Bill to appropriate and refund to Joseph Marshall, Tax-Collector of Decatur county, a certain sum of money therein named;

Also, a Bill to refund to Ira Sanburn, of Decatur county, a certain sum of money therein named;

Which were severally read the first time.

Mr. McAfee introduced a Bill to authorize the Court of

Ordinary of Upson county, to grant letters of administration on the undivided estate of Allen M. Walker, late of Upson county, deceased, and upon certain conditions; which was read the first time.

Mr. Irvin, of Wilkes, introduced a Bill to amend the Act of 1838, regulating the taking of testimony, in certain cases;

Also, a Bill to amend an Act relative to Guardians of Minors, securing and receiving the property of the Wards, passed 25th December, 1837;

Which were severally read the first time.

Mr. Anderson, of Wilkes, introduced a Bill to allow the issue of Executions in certain cases; which was read the first time.

Mr. Gilbert presented a Petition from James Gibson, in reference to returning a sum of money to him from the State, on account of a purchase made by him of a negro man from the State, in which he says he is damaged, &c., and the same was referred to Judiciary Committee.

Mr. Henry introduced a Bill to exempt from Pilotage, over the Bar and River, Savannah, in the county of Chatham, all steam vessels carrying a mail, and plying between the State of Georgia and the States of South Carolina and Florida; which was read the first time.

Mr. Henry presented a Petition of Levi S. D'Lyon, to be refunded a double tax, illegally assessed against him by the Receiver of Tax Returns for the county of Chatham, on his property, and collected by the Tax Collector, under execution; which was referred to a Special Committee consisting of Messrs. Henry, Bartow and Morel.

Mr. Henry offered the following Resolution—

*Resolved*, That the Memorial of Moses Sheftall, Rebecca B. Cohen, and Perla S. Solomons, heirs of Dr. Moses Sheftall, together with the Bill introduced at the last session of the General Assembly, and the report of the Committee thereon, returned by his Excellency Governor Cobb, under a Resolution for that purpose, and all other papers in relation to said claim, be referred to a Select Committee of three, to be appointed by the Chair, to examine and report on the same to this House, at the earliest convenience, by Bill or otherwise;

On motion of Mr. Henry, the Rules of the House were suspended, and the same was taken up and agreed to;

Whereupon, the Chair announced as the committee: Messrs. Henry, Bartow and Wofford.

The House took up the Report of the committee on the Bill to amend the attachment laws of this State;

The Bill was read the third time, and laid on the table for the present.

On motion of Mr. Floyd the Order was suspended, to

take up a Bill appropriating money as a contingent fund for the years 1852 and 1853, and payment of arrearages, chargeable on the contingent fund for the year 1851;

The House went into Committee of the Whole on the same, Mr. McDougald in the Chair.

The committee then rose and reported the Bill back to the House, with amendments.

The House then took up the Report of the committee, and agreed thereto.

The Bill was then read the third time, and passed under title thereof,

On motion of Mr. Floyd, the Clerk was directed to carry the same forthwith to the Senate.

Leave of absence was granted to Mr. Holland, for a few days.

The House then adjourned until to-morrow morning, half-past 9 o'clock.

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## TUESDAY, Nov 18th, 1851.

The House met pursuant to adjournment.

Mr. Philip B. D. H. Culler, member elect from the county of Houston, appeared, and having presented his credentials, was duly qualified and took his seat.

The House went into Committee of the Whole, Mr. Floyd in the Chair, on the Special Order of the Day; which was the Bill to appropriate money to repair and furnish Executive Mansion, and to build house for servants;

Pending the discussion thereon, the Speaker resumed the Chair, and the following message was read from the Senate by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has adopted a Resolution, calling upon His Excellency, the Governor, for information in relation to the Western and Atlantic Railroad; to which they ask the concurrence of the House of Representatives.

The Senate has also passed the Bill of the House of Representatives, to incorporate the Southern Female College, located in the town of Covington Newton county, and to authorize the Trustees of the Female Seminary of the said county, to convey the lot of land in the town of Covington, whereon the Female Academy now stands, to the Trustees of the said College; with an amendment to which, they ask the concurrence of the House of Representatives.

The Senate has also passed the following Bills, to wit—

A Bill for the pardon of Brinkley Bishop, of the county of Bibb, for the crime of murder;

Also, a Bill to alter the time of holding the Inferior Court of Harris county;

The Senate has also concurred in the Resolution of the House of Representatives, authorizing and requesting His Excellency, the Governor, to furnish the Honorable James M. Wayne, Judge of the Sixth Circuit Court of the United States for the District of Georgia, and the Honorable John C. Nicol, Judge of the District Court of the United States for the District of Georgia, with a full copy of the reports of the decisions of the Supreme Court of the State of Georgia now in the Executive Department, and a copy of each other volume of the same as may hereafter be published.

The Senate has also passed the bill of the House to amend an act to incorporate the Savannah and Albany Railroad Company, with power to extend the said Road and to construct branches and for other purposes, approved December 25th, 1847, so as to extend the time for the commencement and completion of said Road and continuance of said Charter.

Mr. Floyd of the Committee, again resumed the Chair, and having spent some time therein—

On motion, the Committee arose and reported the Bill back to the House, with the following amendments, to wit—

First: Striking out the word “eight,” and inserting in lieu thereof the word “four.”

Secondly: the following additional Section, to wit—

SEC. 2. *And be it further enacted*, That the sum of money appropriated by this Act, or so much thereof as shall be necessary, shall be expended by the Chairman of the Joint Committee, appointed to examine the Executive Mansion, under the supervision of the Governor;

The Report of the Committee was taken up and agreed to.

The Bill was read the third time and passed under title thereof.

Mr. Bartow moved that Mr. Clark, of Stewart, be added to the Committee on Internal improvements, which motion prevailed.

The House took up the Report of the Committee on the Bill, for the relief of Executors, Administrators and Guardians.

On motion of Mr. Henry, the House adopted the following amendments of the Judiciary Committee, to wit—

After the words, “And if no sufficient cause is shewn to the contrary,” in the second line from the end of the first section, insert the following words, “And the said Executor, Administrator or Testamentary Guardian shall have made and rendered to the said Court of Ordinary a just, and full, and fair account of all his actings and doings in relation to the said estate, which he, she or they may

represent, and the condition thereof, and shall also have paid over and delivered to such person or persons as shall, or may be authorized by the order of said Court to receive the same, all the estate property and effects remaining in his, her or their hands, custody, and possession of all which the said Court of Ordinary shall be fully satisfied before granting said Letters Dismissory ;”

Then, also, to strike out the third Section, and insert in lieu thereof, the following—

“SEC. 3. *And be it further enacted by the authority aforesaid,* That the payment and delivery over of the said estate remaining in the hands of said Executor, Administrator or Testamentary Guardian, as required in the first of the Act, shall be to the persons or persons appointed by the order of said Court of Ordinary to succeed in the representation of said estate or estates, or if no such successor or successors shall be appointed by the said Court, at the term or time at which such discharge or Letters Dismissory is granted, then the said Court shall pass such order for the custody and safe-keeping of said estate property and effects, as it shall deem necessary and proper, until such successor or successors shall be duly appointed by said Court.”

On motion of Mr. Trippe, the word “Testamentary” was stricken out wherever it occurred in said Bill.

Mr. Thurmond offered the following as an additional Section—

“And, whereas, it is doubtful, according to present laws, whether Executors, Administrators and Guardians are entitled, on death, removal or discharge, to commission for paying out the estates of which he, she or they are Executor, Administrator or Guardian ;

“And, whereas, it is also doubtful whether any after appointed Executors, Administrators or Guardians, are entitled to any commission for receiving said estates, for remedy whereof,

“SEC. 7 *And be it further enacted by the authority aforesaid,* That hereafter, when any Executor, Administrator or Guardian shall die, be removed or discharged from office before he, she or they shall have administered, or paid over the estate of which he, she or they are Executor, Administrator or Guardian ; then, and in that case, said Executor, Administrator or Guardian or Representative of any deceased Administrator, Executor or Guardian, shall receive no commission on the money or effects which he, she or they shall pay to his, her or their successor or successors ; and that no after appointed Executor, Administrator or Guardian of said estate or ward, shall be entitled to any commission on the money or effects, which he, she or they shall receive from his, her or their predecessor, or

the representative of his, her or their predecessor ;" which was received.

Mr. Seward offered to amend, by the addition of the following Section, to wit—

"SEC. 8. *And be it further enacted*, That the Court of Ordinary shall in all cases, arising under the Act, allow such extra pay for extra services as may be by them deemed equitable and just ;" which was received.

Mr. Thurmond moved to amend, by inserting in the caption of the Bill, after the words, "In cases therein specified," the words "And to point out the mode of paying commission to the same ;" which motion prevailed.

The Report of the Committee as amended, was then agreed to ;

The Bill was read the third time and and passed, under the following title—

"A Bill to be entitled an Act, for the relief of Executors, Administrators and Guardians, and to authorize the Courts of Ordinary in this State to grant them Letters Dismissory in cases therein specified, and to point out the mode of paying commissions to the same, and for other purposes."

The House took up the Report of the Committee on the Bill to amend the Judiciary System.

Mr. McDougald moved to lay the same on the table for the remainder of the session ;

Whereupon, the yeas and nays were required to be recorded ; and are—yeas 100, nays 12.

Those voting in the affirmative, are Messrs.

Allred,	Jackoway,
Anderson, of Franklin,	Janes,
Anderson, of Wilkes,	Knox,
Armstrong,	Lewis,
Atkinson,	Lochlin,
Bailey,	Lott,
Barr,	Loveless,
Barnett, of Henry,	Lowe,
Baugh,	McAfee,
Bivins,	McComb,
Bloodsworth,	McDougald,
Brinson,	McFarland,
Bulloch,	McLain,
Byrd,	Milledge,
Cameron, of Chattooga,	Merrell,
Cameron, of Telfair,	Moon,
Cannon,	Mobley,
Carr,	Morehouse,
Castens,	Morris,

Chastain,	Nasworthy,
Christie,	Phillips,
Clark, of Oglethorpe,	Pierce,
Clark, of Stewart,	Powell,
Cobb, of Dooly,	Price,
Cobb, of Harris,	Raulerson,
Culler,	Reeves,
Deadwyler,	Richardson,
Dorminy,	Roberts,
Dyer,	Robinson, of Laurens,
Edwards,	Robinson, of Macon,
Erwin, of Forsyth,	Russell,
Fall,	Scarlett,
Felton,	Seward,
Floyd,	Smith, of Hancock,
Fowler,	Staten,
Fuller,	Summer,
Gardner,	Thornton,
Gilbert,	Thurmond,
Gilmore,	Tillman, of Appling,
Grant,	Tillman, of Tattnall,
Gray,	Trippe,
Hackney,	Waldhour,
Hall,	Wall,
Harrison,	Watts,
Harris, of Clarke,	Williford,
Harper,	Williams, of Jasper,
Hendrick,	Williams, of Upson,
Henly,	Wofford,
Hussey,	Wooldridge,
Irvin, of Wilkes,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Bartow,	Henry,
Baynes,	Hill,
Bellinger,	Langmade,
Born,	Morel,
Daniel,	Pickett,
Harris, of McIntosh,	Winn, Gwinnett.

So the motion prevailed.

The House took up the Report of the Committee on the Bill to extend the Charter of the Bank of the State of Georgia, and other Acts amendatory thereof; and, further, to amend the same in relation to the number of Directors, which was agreed to.

Mr. Tift moved to postpone the same for the present; which motion was lost.

The Bill was read the third time and passed under title thereof.

Leave of absence was granted to Messrs. Smith, of Coweta, and Seward, for a few days.

The following message was received from the Senate, by Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills—

The Bill for the pardon of Garland D. Cornett, of the county of Morgan, for the crime of murder ;

Also, a Bill for the pardon of James Johnson, of the county of Baldwin, for the crime of murder ; both of which I am directed to bring forthwith to the House of Representatives.

Mr. Clark moved to suspend the Rules in order to introduce a Resolution ;

The Order being suspended, Mr. Clark offered the following Resolution, to wit—

*Resolved*, That his Excellency, the Governor, be requested to prepare and furnish to this House the aggregate number of votes polled at the late election by the people of this State upon the question submitted to them by the last Legislature, relative to the election of Judges of the Superior Courts, together with the number polled for the election of said Judges by the people, and the number polled for the election of said Judges by the Legislature.

On motion of Mr. Clark, the same was taken up and agreed to.

Mr. Scarlett moved, the House do now adjourn ;

Whereupon, the yeas and nays were required to be recorded ; and are—yeas 99, nays 10.

Those voting in the affirmative, are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Henry,
Anderson, of Wilkes,	Hussey,
Armstrong,	Irvin, of Wilkes,
Atkinson,	Jackoway,
Bailey,	Janes,
Bartow,	Knox,
Barr,	Langmade,
Barnett, of Butts,	Lewis,
Baynes,	Lochlin,
Bellinger,	Lott,
Bivins,	Loveless,
Bloodworth,	Lowe,
Born,	McAfee,
Brinson,	McFarland,
Bulloch,	McTear,



Byrd,	Merrell,
Cameron, of Chattooga,	Moon,
Cameron, of Telfair,	Moreland,
Cannon,	Morel,
Carr,	Morris,
Castens,	Nasworthy,
Chastain,	Phillips,
Christie,	Pickett,
Clark, of Oglethorpe,	Pierce,
Cobb, of Dooly,	Ramsey,
Cobb, of Harris,	Raulerson,
Culler,	Reeves,
Daniel,	Roberts,
Deadwyler,	Robinson, of Laurens,
Dorminy,	Scarlett,
Dyer,	Seward,
Edwards,	Smith, of Hancock,
Erwin, of Forsyth,	Staten,
Fall,	Sumner,
Felton,	Thornton,
Floyd,	Thurmond,
Fowler,	Tift,
Fuller,	Tillman, of Appling,
Gardner,	Tillman, of Tattnall,
Gilbert,	Trippe,
Grant,	Waldhour,
Gray,	Wall,
Hackney,	Watts,
Hall,	Williford,
Harrison,	Williams, of Jasper,
Harris, of Clarke,	Williams, of Upson,
Harris, of McIntosh,	Winn, of Gwinnett,
Harper,	Wynn, of Oglethorpe,
Hendrick,	

Those who voted in the negative, are Messrs.

Baugh,	Mobley,
Clark, of Stewart,	Price,
Gilmore,	Richardson,
Hill,	Wofford,
McDougald,	Wooldridge,

So the motion to adjourn prevailed.

The House then adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

On motion of Mr. McDougald, the Order was suspended, and the House went into Committee of the Whole, on the Report of the Bill to appropriate money for the purposes herein designated; and having spent some time therein, on motion of Mr. McDougald, the Committee arose and reported the Bill back to the House with an amendment, to wit: To fill the blank with "thirty." The Report was agreed to. The Bill was read the third time and passed under the title thereof.

The following Bills of the Senate were severally taken up and read the second time, and committed for a third reading—

A Bill to authorize the Board of Physicians of this State to hold their annual meetings in Milledgeville, or any other place they may appoint within this State;

A Bill to amend the Charter of the Jewish Congregation at Savannah;

A Bill to incorporate the Hebrew Benevolent Society of Savannah;

A Bill to incorporate the Magnolia Steam Packet Company;

A Bill to alter and amend the fourth section of the 11th Division of the Penal Code;

A Bill to empower Juries to authorize Defendants in cases of absolute or total divorce, to marry again during the life of the libellant;

A Bill to alter and amend the third section of the first article of the Constitution of this State;

A Bill to prescribe the order of argument of Counsel in criminal cases;

A Bill to amend an Act, to incorporate the Washington Fire Company, of the city of Savannah;

A Bill to grant certain privileges to the "Chatham Artillery," and certain other Volunteer Corps therein named;

A Bill to incorporate the Georgia Military Institute;

A Bill to repeal so much of an Act, assented to the 19th day of December, 1840, consolidating the offices of Tax Collector and Receiver of Tax Returns, of the counties of Montgomery, Macon and Clarke, so far as relates to the county of Macon;

A Bill to authorize Alfred F. Branham to plead and practice Law in the several Courts of Law and Equity in this State, on certain conditions therein named.

Mr. Gardner, from the Committee on Enrollment, reports as duly enrolled, and ready for the signature of the

Speaker of the House of Representatives, the following Act, to wit—

An Act to amend an Act, to incorporate the Savannah and Albany Railroad Company, with power to extend the said Road, and to construct Branches, and for other purposes.

The Order was again resumed, and the following Bills of the Senate were taken up and read the second time, and committed for a third reading—

A Bill to lay off and organize a new county from the counties of Pike, Henry and Fayette ;

A Bill to authorize and require the Justices of the Inferior Court of the county of DeKalb, to pay Jonathan N. Hadden out of the Poor School Fund of said county, for the year 1851 or 1852, the amount he was entitled to receive for teaching poor children in the years 1846 and 1849 ;

A Bill to grant and secure to Charles D. Stewart and others, the right to erect, keep up and maintain a dam across a portion of the Chattahoochee River.

Mr. Henry, from the Committee on the Judiciary, to whom was referred the Report of the Committee on Privileges and Elections, on the memorial of Sherwood S. Akins, protesting against the right of Russel Raulerson to his seat as a Representative of the county of Wayne, and requesting the Committee on the Judiciary to express and report their opinion as to the legal and constitutional qualification of the said Russel Raulerson to retain his seat on the floor of this House, under the facts as set forth in the Report of the Committee on Privileges and Elections; which they declined to express, for the reasons therein specified: beg leave to report—

That they have had the said Report of the Committee on Privileges and Elections, and the facts and law therein referred to under their consideration, are in duty, compelled to report to this House, that, in their opinion, under the facts and the law, the said Russel Raulerson has not been constitutionally elected or qualified to retain his seat on the floor of this House, as a member duly elected from the county of Wayne.

As the question presented under the facts, and the law, as specified in the Report of the Committee on Privileges and Elections, was a new and interesting question, your Committee have approached its examination and decision with all that caution and consideration, which its importance demands, with a sincere desire, if practical, to sustain the sitting member in his seat; but, after the best reflection they have been enabled to give to the whole subject, as referred, they have been unable to come to any other legal conclusion, than that which is above expressed.

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In whatever point of view considered, whether in relation to the constitutional qualification of the sitting member, or the powers of this House to judge of the constitutional qualification of its own members, or of its own acts, the question presented by the case of Mr. Raulerson is undoubtedly one of importance; and your Committee cannot, therefore, but think that something more than a mere expression of opinion as to his right to retain his seat on the floor of this House, might reasonably be expected from them, with the reasons upon which their decision has been made.

Your Committee will, therefore, as briefly as practicable, proceed and place before the House the reasons upon which their decision has been based—

And, in the first place, by the eighth section of the first article of the Constitution of the State of Georgia, it is declared, that no person shall be a Representative who shall not have attained to the age twenty-one years, and have been a citizen of the United States seven years, and three years an inhabitant of this State, and have usually resided in the county in which he shall be chosen, one year immediately preceding his election, unless he shall have been absent on the public business of the State or United States. This is the constitutional qualification, as it must exist in fact, at the time of the election of the Representative. The question now arises, under the foregoing article of the Constitution, and the facts as they are ascertained by the Report of the Committee on Privileges and Elections: has Mr. Raulerson been constitutionally elected, and is he constitutionally qualified to retain his seat as a member of this House? Now, the facts found by the Report of the Committee on Privileges and Elections, are, that by reference to the maps containing the numbers and districts of the lands in the counties of Wayne and Ware, it appears that Lot No. 283, in the 9th district of Ware, the residence of Russel Raulerson, is separated from the Wayne and Ware county lines by Lot No. 384, and Fraction Lot No. 381; these two Lots lying immediately between Lot No. 383, 9th district, the residence of Mr. Raulerson, and the Wayne and Ware county line, so that the fact of the actual residence of Mr. Raulerson, both before, and twelve months prior to his election, was in the county of Ware, where he usually resided. Now, in order to avoid the force of the above facts, Mr. Raulerson contends that he has, nevertheless, been constitutionally elected; and is constitutionally qualified to retain his seat as a member of this House, by virtue of the provisions as they are contained in an Act of the Legislature of Georgia, assented to December 22nd, 1843. That Act is in the following words—its title is “An Act to add the Residence of John Percell on

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Lot No. 16, in the 11th district of Henry county, to the county of Newton, and to change the residence of certain persons therein mentioned."

The second section of that Act, which is the only one necessary here to refer to, reads as follows—

"That the lot of land No. 415, in the 4th district of Ware, being the residence of Samuel W. Pearson, and Lot No. 469, in the 4th district of Ware, being the residence of Asbury Silvester, and Lot No. 383, in the 9th district of Ware, being the residence of Russel Raulerson, and Lot No. 387, in the 9th district of Ware, being the residence of Daniel Heninbo; and the same are hereby added to the county of Wayne, any law to the contrary, notwithstanding."

Such being the above ground upon which Mr. Raulerson places his constitutional qualification, the question arises, is this Act of 22nd December, 1843, constitutional or not?

If constitutional, then it would clearly follow that Mr. Raulerson would be entitled to retain his seat as a member of this House. If not constitutional, it as clearly follows that he has not been constitutionally elected or qualified, and is not legally entitled to retain his seat.

Now your committee will not stop to enquire how far the above Act of 22d December, 1843, is unconstitutional and void, being obnoxious to that provision of the Constitution of the State of Georgia, which declares that no law or ordinance shall be passed by the General Assembly, containing any matter different from what is expressed in the title thereof; but it would respectfully call the attention of the House to the title thereof of said Act, and the enacting clause, as clearly showing what the intention and the alone intention of the Legislature was when passing that Act, for that intention must be manifest by the words of the Act itself, and cannot be supplied by implication, or giving a construction to the words which they will not bear.

It is manifest, therefore, from the title and the enacting clause, that the Legislature which passed that Act did not intend to alter the line separating the counties of Wayne and Ware, so as to include the residence of Mr. Raulerson, and the land lying between him and the line which separates the counties of Wayne and Ware, for they have nowhere so expressed themselves in the title or body of said Act, and no such intention can be implied from the language used in the Act, but they have actually assumed the power to take an isolated lot of land in the county of Ware, in no way contiguous or adjacent to the line which separates the counties of Ware and Wayne, and declared that it shall constitute a part and portion of the county

of Wayne; has the Legislature any such constitutional power? In the opinion of your committee, it has not. First: Because the express grant of power as contained in the twenty-third section of the first article of the Constitution of Georgia, restricts their power to the alteration of the boundaries of the present counties, and to lay off new ones, as well out of the counties already laid off, as out of the other territory belonging to the State, and negatives the idea of any such implied power, ever being delegated by the people to the Legislature; *expressio unius est exclusio alterius*. Secondly: Because to concede to the Legislature the exercise of such a power by implication, and which has not been expressly delegated to them, lead to the most incalculable frauds and mischief. The very disfranchisement of any county in the State, so as to deprive it of its political existence, or a representation on the floor of this House; for to the extent of its exercise, there could be no limit. Once admit the existence of such a power, and the Legislature, in their omnipotence, might declare that the city of Milledgeville shall be part and parcel of the county of Habersham, and the city of Augusta a part and parcel of the county of Baldwin, and by a successive series of acts, detaching the residence of individuals, especially in the sparsely populated counties of the State, and attaching them to some adjoining county might, in fact, as already remarked, disfranchise that county, and deprive it of its representation on the floor of this House. Such an exercise of power, unless expressly delegated, which may lead to such consequences, your committee believe will not receive the sanction of this House as a constitutional exercise of power. At all events, it does not receive the sanction of a majority of your Committee, and therefore your Committee are forced to the conclusion that the Act of 1843 is unconstitutional, for the reasons already given, and could not have been passed by the Legislature of 1843, upon proper consideration, or with a knowledge of the facts, applicable to the actual residence of Mr. Raulerson, in the county of Ware, and the situation of his residence, as proved by the facts, as it then and now exists, for if they had, that Legislature, surely, in the opinion of your Committee, would never have given their sanction to the Act of 22d December, 1843; that they were deceived and kept in ignorance of the true state of facts, your Committee cannot doubt.

But it may be asked, as it has been, can the Legislature in determining upon the constitutional qualification of its own members, decide upon the constitutionality or unconstitutionality of an Act affecting that very qualification? Your Committee have no hesitation in saying that the Legislature not only have the power to do so, but it is their

bounden duty to do so whenever that Act, conferring a different qualification comes in conflict with the Constitution.

Suppose, for instance, the Legislature of 1843 had passed an Act declaring that the qualification of a member of the House of Representatives should be nineteen years of age, five years a citizen of the United States, one year an inhabitant of this State, and that it should not be necessary for him usually to reside in the county in which he is chosen, but that he might make his residence in any county of the State; and suppose a member should be elected under the provisions of such an Act, and having no greater or better qualification, and should take his seat on the floor of this House, which should subsequently be contested by a person having, in every respect, the constitutional qualification. Is it not manifest that the constitutionality of the Act referred to, in such a case, would be the single question in the case, and must be decided upon by the House, in order to come to a just and fair decision? Most clearly so, in the opinion of your Committee; and the House could not in any manner get rid of the question, or the responsibility of its decision. Precisely so with the case now before the House. If the Judiciary have the power which is conceded, to pass upon the constitutionality or unconstitutionality of law, which is properly brought to its consideration, much more so have the law-making power the right to determine the same question, when that question is brought directly before them for their decision, and involves the constitutional qualification of one of its own members, of which they are the sole and exclusive judges. Your Committee have now, so succinctly as prudent, placed before the House some of the principal reasons upon which their decision in the present case is based, and it is for the House to determine whether these reasons are founded in sound and legal conclusions.

Whatever may be the determination of the House, one thing is manifest: that it will tend to more cautious legislation in future, for no one can doubt but that the Act of 22d December, 1843, and all similar acts are loose, and to say the least of them, unwise legislation, and in the opinion of your Committee, ought to be repealed. Without, therefore, extending the reasons of the decision to which your Committee have arrived, any further, they submit to the House, for its consideration and approval, the following Resolutions—

*Resolved*, That it is the opinion of this Committee that the Act of December, 1843, changing the residence of Russel Raulerson, and adding lot of land No. 383 of Ware county to the county of Wayne is unconstitutional;

*Resolved*, That Russel Raulerson is, in the opinion of

this Committee, a citizen of the county of Ware, and was such citizen at the time of his election :

*Resolved*, That inasmuch as the Constitution requires, as a qualification of a member of the Legislature, twelve months' residence previous to his election, in the county in which he is elected, and inasmuch as Russel Raulerson resided at the time of his election, and for twelve months previous to his election, in the county of Ware, and not in the county of Wayne, therefore

*Resolved*, That Russel Raulerson is and was ineligible as a Representative from the county of Wayne, and is not constitutionally qualified to retain his seat as a member elect from the county of Wayne, in the representative branch of the General Assembly of the State of Georgia now in Session.

On motion of Mr. Seward the report of the Committee was made the special order for next Saturday, and 150 copies of the same ordered to be printed for the use of the House.

Also, Mr. Henry from the Committee on the Judiciary to whom was referred the bill for the purpose of altering and amending the Road Law of this State and for other purposes therein contained says, that they have had the same under consideration, and would recommend the accompanying Bill as a Substitute therefor and recommend its passage in lieu thereof—

And your Committee having discharged the duty assigned them, beg to be discharged from the further consideration of the same.

Mr. Bloodworth from the Committee on Petitions to whom was referred a memorial from the Trustees and Commissioners of the Temperance Hall in the City of Columbus, praying to be relieved from the payment of State and county Taxes, have carefully examined the same, and most respectfully ask to submit the following Report—viz: that they feel in duty bound to report unfavorably upon said memorial, as we believe it to be unwise and impolitic to discriminate in our Legislation in favor of said Hall and your Committee ask to be discharged from the further Consideration of the subject.

Also, Mr. Bloodworth from the Committee on Petitions to whom was referred a communication from Robt. Campbell, Esq., enclosing the copy of the Will of John Martin, late of Richmond county, deceased, asking the Legislature to pass an act manumitting three slaves, viz:—Elizabeth, Nancy and Jim in accordance with the Will of said John Martin, have had the same under consideration and after mature deliberation ask leave to submit the following Report, viz:—

That, however, anxious we may be to carry out the wishes of any person as expressed in his last will and



Testament, we believe that the genius of our Institutions requires us to oppose the passage of a Law to emancipate the aforesaid slaves, and we most respectfully ask leave to be discharged from the further consideration of the subject.

Also, Mr. Bloodworth, from the Committee on Petitions, to whom was referred the memorial of Lacy M. Whitehead, of the county of Cobb, asking the Legislature of Georgia to make an appropriation to pay for a horse lost on the Western and Atlantic Rail-Road, have carefully investigated the facts; and beg leave to make the following report :

That, after investigating the facts connected with said memorial, your Committee are unanimous in the opinion that the prayer of the Memorialist should be granted, and for his remedy beg leave to offer the following Bill, as also to be relieved from the further consideration of the subject.

A Bill for the relief of Lacy M. Whitehead, of the county of Cobb.

The order was again resumed, and the following Bills of the Senate were taken up and read second time and committed for a third reading, to wit:

A Bill to compensate Executors, Administrators, and Guardians, in certain cases.

A Bill to compensate the Petit Jurors of the county of Harris.

A Bill to create and lay off two new Judicial Circuits, one to be called the Blue Ridge Circuit, to be composed of the counties of Campbell, Cobb, Cherokee, Forsyth, Lumpkin, Union and Gilmer and to be added to the Fourth Supreme Court Judicial District, and the other to be called the Macon Circuit, to be composed of the counties of Bibb, Houston, Twiggs, Dooley, Macon and Crawford, and to add the same to the Third Supreme Court Judicial District.

On motion the same was made the order of the day for Thursday next.

A Bill to change the name of the Court of Common Pleas and of Oyer and Terminer of the city of Savannah, and to authorize the Judge to appoint a Solicitor General pro. tem.

The following Bill of the House was taken up and read the second time:

A Bill to lay out and form a new county out of Murray, and to organize the same.

On motion of Mr. Bailey, the same was referred to a Special Committee, consisting of Messrs. Bailey, Bartow, Price, Russell, Wofford, McDougald, and Floyd.

The following Bill was read the second time and referred to Committee of the Whole.

A Bill to incorporate the Calhoun Academy in the county of Gordon and to appropriate money.

On motion of Mr. Scarlett the House then adjourned until half past 9 o'clock to-morrow morning.

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WEDNESDAY, Nov 19, 1851.

The House met pursuant to adjournment.

Mr. Russell moved to reconsider so much of the Journal of yesterday, as relates to the passage of the Bill for the relief of Executors, Administrators and Guardians, and to authorize the Courts of Ordinary in this State, to grant them Letters Dismissory in cases therein specified, and to point out the mode of paying commissions to the same, and for other purposes ; which motion was lost.

The House took up the Special Order of the Day, which was the consideration of the Report of the Committee on Privileges and Elections, in reference to the contested elections in the county of Jasper.

Mr. Gilbert, from the Committee on Privileges and Elections, laid upon the table the following, as a Minority Report ; which was read, to wit—

The undersigned being a minority of the Committee on Privileges and Elections, to whom was referred the contested election from the county of Jasper, upon the petition of Samuel H. Blackwell and Augustus W. Lane, protesting against the right of Elbert W. Baynes and James M. Williams, the present sitting members, to retain their seats, beg leave to make the following Minority Report—

The undersigned admit from the proofs adduced before the Committee, that there were sixty votes polled in Slaughter's district for Governor, which votes were non-residents of Jasper county ; but the undersigned cannot admit that these sixty votes were given for the sitting members, when the returns from the Executive Department show to the contrary ; and they arrive at this conclusion, from the fact, that McDonald received 183 votes, and Williams and Baynes received each, only one hundred and sixty-one votes ; consequently, twenty-two of the sixty votes given in, could not have been given for them ; but they must have received thirty-eight votes only of the sixty non-resident votes. In this district Blackwell and Lane received each, three votes, leaving one hundred and fifty-eight majority for Williams and Baynes, subject to a deduction of thirty-eight illegal votes, leaving a true majority of one hundred and twenty votes for the sitting members at said precinct. The minority will not undertake to vindicate the manner in which the election at said precinct was conducted, and regret that the elective franchise should ever be violated in the manner developed by the proof ; but from

the evidence, however great the wrong done, still a sufficient number of fraudulent votes have not been shown to have been given for Williams and Baynes to deprive them of their seats, they still having a majority of the legal votes polled at said precinct.

The conduct of men who undertake to violate the purity of the ballot-box, cannot be too strongly reprobated; but the undersigned take great pleasure in saying that, through the whole investigation, there was no fact disclosed, which could lead to the most remote conclusion, that Williams and Baynes had any thing to do with, or ever knew of the frauds perpetrated; that the polls were opened at said precinct before seven o'clock, the undersigned concedes as being proved, but as to how many votes were given in before that hour, is not clearly proven. The testimony is equivocal and uncertain, if not evasive. Most of the witnesses, from their own statements, did not have the means of examining the tally-sheets to see the precise number of votes received at the time they saw the numbers spoken of by them, or the tally-sheet. How far the Superintendents were authorized to prevent their examination, is not for this Committee to determine, but they insist that the act of the Superintendents in this regard, cannot effect the rights of Williams and Baynes. The question in reference to the law, whether the election is to be invalidated because the polls were opened before seven o'clock, is a proper question for this House to decide; but the undersigned are of opinion that it does not vitiate the entire returns of that district. The entire vote of contestants and sitting members, as represented by the returns, is as follows—

James M. Williams received	-	534	votes.
Elbert W Baynes	"	526	"
James H. Blackwell	"	445	"
Augustus W Lane	"	441	"

Deduct thirty-eight fraudulent votes given Williams from 534, his vote, leaves 496 majority for him; subtract 445, Blackwell's vote, and it leaves fifty-one majority for Williams; or deduct sixty votes from 534, his vote, leaves 474 for Williams; deduct 445, Blackwell's vote, and it leaves twenty-nine majority for Williams. Deduct thirty-eight fraudulent votes given for Baynes, from 526, his vote, and it leaves 488 for Baynes; subtract Lane's vote, 441, and it leaves forty-seven majority for Baynes; or deduct sixty votes from 526, Baynes' vote, leaves 466, Baynes' vote; deduct 441, Lane's vote, and it leaves twenty-five majority for Baynes. So that it appears from the worst view of the case, the sitting members received a majority of the legal votes of the county. The fact that the polls in Slaughter's district were opened before seven o'clock the minority

contend cannot disfranchise the freemen that had a legal right to vote, and did vote on that day; especially those who voted, as they believed, in a legal way, either before or after the hour of seven o'clock, on the first Monday in October, the day on which the General Elections are held by law; so that the undersigned are of opinion, that Williams and Baynes are entitled to retain their seats. If on the contrary, the House should determine that the setting members are not legally elected, they cannot see with what propriety the contestants claim the right to take their seats as members of the House, they not having received a majority of the legal votes of said county. To decide that they are, would be, in the opinion of the undersigned, to make the members of this House the Electors of the contestants, and not the people of Jasper county: all which is respectfully submitted.

E. J. GILBERT,  
WILEY COBB.

Mr. Wofford moved to adopt the original Report of the Committee, and the Resolution; which Resolution is as follows—

*Resolved*, That at an election held in and for the county of Jasper, on the first Monday in October last, for members of the General Assembly of this State, that James M. Williams and Elbert W. Baynes did not receive the highest number of legal votes, legally polled, for Representatives of said county of Jasper, in the present General Assembly; that James M. Williams and Elbert W. Baynes are not entitled to retain their seats as Representatives of said county; That Samuel H. Blackwell and Augustus W. Lane, having received the highest number of legal votes, legally polled, for Representatives of said county; that they are entitled to seats as Representatives of the county of Jasper.

Mr. Seward offered the following as a substitute in lieu of the Resolution of the Committee—

*Resolved*, That James M. Williams and Elbert W. Baynes are entitled to retain their seats as members of this House, elect, from the county of Jasper, they having received the highest number of the legal votes of said county.

Pending the discussion thereon, the following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills, to wit—

A Bill to amend the first section of the third article of the Constitution;

Also, a Bill to authorize the Central Railroad and Bank.

ing Company of Georgia, to lease and work such Railroads as now connect, or may hereafter connect with the Central Railroad, and to authorize the Board of Directors of such Railroad Companies as now have, or may hereafter have their respective Railroads connecting with the Central Railroad, to make lease thereof for a term of years, or during the continuance of their respective Charters.

The following message was received from his Excellency, the Governor, by Mr. Steele, his Secretary—

MR. SPEAKER: I am directed by the Governor, to deliver to the House of Representatives a Communication in writing, with accompanying Documents.

The following message was received from his Excellency, the Governor, by Mr. Paine, his Secretary—

MR. SPEAKER: I am directed by the Governor, to deliver to the House of Representatives a Communication in writing.

The following message was received from his Excellency, the Governor, by Mr. Hood, his Secretary—

MR. SPEAKER: The Governor has assented to and signed a Joint Resolution, authorizing him to furnish the Honorable James M. Wayne and Honorable John C. Nicol, with full setts of the Supreme Court Decisions, now published, or hereafter to be published; which I am directed to return to the House of Representatives.

On motion, the House adjourned until three o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning, which was the adoption of Mr. Seward's Substitute, in lieu of the original Resolution of the Committee.

Pending the discussion thereon, Mr. Seward withdrew the same, and offered the following as a substitute in lieu of the Resolution of the Committee, to wit—

*Resolved*, That the character of the testimony in the contested election of James M. Williams and Elbert W. Baynes, the sitting members of this House from Jasper county, is such, as to preclude a correct and just opinion as to whether they, or contestants are entitled to their seats.

*Resolved*, That their seats be declared to be vacant, and that a new election be ordered in said county, forthwith, in conformity to the Statute in such case made and provided.

Whereupon, the yeas and nays were required to be recorded; and are—yeas 24. nays 91

Those who voted in the affirmative, are Messrs.

Atkinson,	Jackoway,
Barnett, of Butts,	Lott,
Bloodworth,	McComb,
Carr,	McLain,
Christie,	Merrell,
Cobb, of Dooly,	Morehouse,
Culler,	Phillips,
Dorminy,	Raulerson,
Fowler,	Roberts,
Gilbert,	Seward,
Gray,	Tift,
Hussey,	Watts.

Those who voted in the negative, are Messrs.

Allred,	Hill,
Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Knox,
Armstrong,	Langmade,
Bailey,	Latimer, of Warren,
Bartow,	Lewis,
Barr,	Lochlin,
Barnett, of Henry,	Loveless,
Barlow,	Lowe,
Baugh,	McAfee,
Bellinger,	McFarland,
Bivins,	Milledge,
Born,	Moon,
Brinson,	Mobley,
Bulloch,	Moreland,
Byrd,	Morel,
Cameron, of Chattooga,	Morris,
Cameron, of Telfair,	Nasworthy,
Cannon,	Pickett,
Castens,	Pierce,
Chastain,	Price,
Clark, of Oglethorpe,	Ramsey,
Clark, of Stewart,	Reeves,
Cobb, of Harris,	Richardson,
Daniel,	Robinson, of Laurens,
Dawson, of Greene,	Robinson, of Macon,
Dawson, of Putnam,	Russell,
Deadwyler,	Scarlett,
Dyer,	Smith, of Hancock,
Erwin, of Forsyth,	Staten,
Fall,	Stephens,
Felton,	Sumner,
Floyd,	Thornton,

Fuller,	Thurmond,
Gardner.	Tillman, of Appling.
Gilmore,	Tillman, of Tattnall,
Grant.	Tripp,
Hackney.	Waldhour,
Hall,	Wallace,
Harrison,	Williford,
Harris, of Clarke,	Williams, of Upson.
Harris, of McIntosh,	Wofford,
Harper.	Wooldridge,
Hendrick,	Winn, of Gwinnett,
Henly,	Wynn, of Oglethorpe.
Henry,	

So the motion to substitute was lost.

Mr. Seward moved to postpone the consideration of the subject for the present.

Whereupon, the yeas and nays were required to be recorded; and are—yeas 25, nays 93.

Those who voted in the affirmative, are Messrs.

Atkinson,	Latimer, of Cobb.
Barnett, of Butts,	Lott,
Bloodworth,	McComb,
Cannon,	McDougald,
Christie,	McLain,
Cobb of Dooley,	Merrell,
Culler,	Morehouse,
Dorminy,	Phillips,
Fowler,	Roberts,
Gilbert,	Seward,
Gray,	Tift,
Hussey,	Watts.
Jackway.	

Those who voted in the negative, are Messrs.

Allred,	Irvin, of Wilkes.
Anderson, of Franklin,	Knox,
Anderson, of Wilkes.	Langmade,
Armstrong,	Latimer, of Warren,
Bailey,	Lewis,
Bartow,	Lochlin,
Barr,	Loveless,
Barnett, of Henry,	Lowe,
Barlow,	McAfee,
Baugh,	McFarland,
Bellinger,	Milledoo

Bivins,	Moon,
Born,	Mobley,
Brinson,	Moreland,
Bulloch,	Morel,
Byrd,	Morris,
Cameron, of Chattooga,	Nasworthy,
Cameron, of Telfair,	Pickett,
Carr,	Pierce,
Castens,	Price,
Chastain,	Ramsey,
Clark, of Oglethorpe,	Raulerson,
Clark, of Stewart,	Reeves,
Cobb, of Harris,	Richardson,
Daniel,	Robinson, of Laurens,
Dawson, of Greene,	Robinson, of Macon,
Dawson, of Putnam,	Russell,
Deadwyler,	Scarlett,
Dyer,	Smith, of Hancock,
Erwin, of Forsyth,	Staten,
Fall,	Stephens,
Felton,	Sumner,
Floyd,	Thornton,
Fuller,	Thurmond,
Gardner,	Tillman, of Appling,
Gilmore,	Tillman, of Tattnall,
Grant,	Trippe,
Hackney,	Waldhour,
Hall,	Wall,
Harrison,	Wallace,
Harris, of Clarke,	Williford,
Harris, of McIntosh,	Williams, of Upson,
Harper,	Wofford,
Hendrick,	Wooldridge,
Henly,	Winn, of Gwinnett,
Henry,	Wynn, of Oglethorpe,
Hill,	

So the motion to postpone was lost.

Mr. Seward moved that the House do now adjourn.

Whereupon, the yeas and nays were required to be recorded and are—yeas 18, nays 97.

Those voting in the affirmative, are Messrs.

Atkinson,	Lott,
Barnett, of Butts,	McComb,
Bloodworth,	McLain,
Christie,	Merrell,
Cobb, of Dooly,	Phillips,



Culler,	Roberts,
Fowler,	Seward,
Gilbert,	Tift,
Hussey,	Watts.

Those voting in the negative, are Messrs.

Allred,	Henry,
Anderson, of Franklin,	Hill,
Anderson, of Wilkes,	Knox,
Armstrong,	Langmade,
Bailey,	Latimer, of Cobb,
Bartow,	Latimer, of Warren,
Barr,	Lewis,
Barnett, of Henry,	Lochlin,
Barlow,	Loveless,
Baugh,	Lowe,
Bellinger,	McAfee,
Bivins,	McDougald,
Born,	McFarland,
Brinson,	Milledge,
Bulloch,	Moon,
Byrd,	Mobley,
Cameron, of Chattooga,	Morehouse,
Cameron, of Telfair,	Moreland,
Cannon,	Morel,
Carr,	Morris,
Castens,	Nasworthy,
Chastain,	Pickett,
Clark, of Oglethorpe,	Pierce,
Clark, of Stewart,	Price,
Cobb, of Harris,	Ramsey,
Daniel,	Reeves,
Dawson, of Greene,	Richardson,
Dawson, of Putnam,	Robinson, of Laurens,
Deadwyler,	Robinson, of Macon,
Dorminy,	Russell,
Dyer,	Scarlett,
Erwin, of Forsyth,	Smith, of Hancock,
Fall,	Staten,
Felton,	Stephens,
Floyd,	Sumner,
Fuller,	Thornton,
Gardner,	Thurmond,
Gilmore,	Tillman, of Appling,
Grant,	Tillman, of Tattnall,
Gray,	Trippe,
Hackney,	Waldhour,
Hall,	Wall,
Harrison,	Wallace

Harris, of Clarke,	Williams, of Upson.
Harris, of McIntosh,	Wofford,
Harper,	Wooldridge,
Hendrick,	Wynn, of Oglethorpe.
Henly,	Winn, Gwinnett.
	Williford,

So the motion to adjourn was lost.

The question then recurred on the adoption of the original Report and Resolution of the Committee on Privileges and Elections.

Mr. Hill moved the "previous question," and on the question, "Shall the main question be now put?" the yeas and nays were required to be recorded—and are: yeas 95, nays 21.

Those voting in the affirmative, are Messrs.

Allred,	Hill.
Anderson, of Franklin,	Irvin, of Wilkes.
Anderson, of Wilkes,	Knox,
Armstrong,	Langmade,
Bailey,	Latimer, of Warren.
Bartow,	Lewis,
Barr,	Lochlin.
Barnett, of Henry,	Loveless,
Barlow,	Lowe,
Baugh,	McAfee,
Bellinger,	McDougald,
Bivins,	McFarland,
Born,	Milledge.
Brinson,	Moon,
Bulloch,	Mobley,
Byrd,	Moreland,
Cameron, of Chattooga,	Morel,
Cameron, of Telfair,	Morris,
Cannon,	Nasworthy,
Carr,	Pickett.
Castens,	Pierce.
Chastain,	Price,
Clark, of Oglethorpe,	Ramsey.
Clark, of Stewart,	Reeves,
Cobb, of Harris,	Richardson,
Daniel,	Robinson, of Laurens,
Dawson, of Greene,	Robinson, of Macon,
Dawson, of Putnam,	Russell,
Deadwyler,	Scarlett,
Dyer,	Smith, of Hancock,
Erwin, of Forsyth,	Staten,
Fall,	Stephens,

Felton,	Sumner,
Floyd,	Thornton,
Fowler,	Thurmond,
Fuller,	Tillman, of Appling,
Gardner,	Tillman, of Tattnall,
Gilmore,	Trippé,
Grant,	Waldhour,
Hackney,	Wall,
Hall,	Wallace,
Harrison,	Williford,
Harris, of Clarke,	Williams, of Upson,
Harris, of McIntosh,	Wofford,
Harper,	Woodbridge,
Hendrick,	Winn, of Gwinnett,
Henly,	Wynn, of Oglethorpe.
Henry,	

Those who voted in the negative, are Messrs.

Atkinson,	Lott,
Barnett, of Butts,	McComb,
Bloodworth,	McLain,
Christie,	Merrell,
Cobb, of Dooley,	Morehouse,
Culler,	Phillips,
Dorminy,	Roberts,
Gilbert,	Seward,
Gray,	Tift,
Hussey,	Watts
Latimer, of Cobb,	

So the question, "Shall the main question be now put," was decided in the affirmative.

And on the question, "Will the House agree to the original Report and Resolution of the Committee on Privileges and Elections," the yeas and nays were required to be recorded; and are—yeas 92, nays 21.

Those voting in the affirmative, are Messrs.

Allred,	Hill,
Anderson, of Wilkes,	Irvin, of Wilkes,
Anderson, of Franklin,	Knox,
Armstrong,	Langmade,
Bailey,	Latimer, of Warren,
Bartow,	Lewis,
Barr,	Lochlin,
Barnett, of Henry,	Loveless,
Barlow,	Lowe.

Baugh,	McAfee,
Bellinger,	McDougald,
Bivins,	McFarland,
Born,	Milledge,
Brinson,	Moon,
Bulloch,	Mobley,
Byrd,	Moreland,
Cameron, of Telfair,	Morel,
Cameron, of Chattooga,	Morris,
Cannon,	Pickett,
Carr,	Pierce,
Castens,	Price,
Chastain,	Ramsey,
Clark, of Oglethorpe,	Reeves,
Clark, of Stewart,	Richardson,
Cobb, of Harris,	Robinson, of Laurens,
Dawson, of Green,	Robinson, of Macon,
Dawson, of Putnam,	Russell,
Deadwyler,	Scarlett,
Dyer,	Smith, of Hancock,
Erwin, of Forsyth,	Staten,
Fall,	Stephens,
Felton,	Sumner,
Floyd,	Thornton,
Fuller,	Thurmond,
Gardner,	Tilman, of Tattnall,
Gilmore,	Tilman, of Appling,
Grant,	Trippe,
Hackney,	Waldhour,
Hall,	Wall,
Harrison,	Wallace,
Harris, of Clarke,	Williford,
Harris, of McIntosh,	Williams, of Upson,
Harper,	Wofford,
Hendrick,	Wooldridge,
Henly,	Wynn, of Oglethorpe,
Henry,	Winn, of Gwinnett.

Those who voted in the negative, are Messrs.

Atkinson,	Latimer, of Cobb,
Barnett, of Butts,	Lott,
Bloodworth,	McLain,
Christie,	Merrell,
Culler,	Morehouse,
Cobb, of Dooly,	Phillips,
Dorminy,	Roberts,
Fowler,	Seward,
Gilbert,	Tift,
Gray,	Watts.
Hussey,	

So the Report and Resolution was agreed to.

Mr. Seward moved the House do adjourn; which motion prevailed, and the House then adjourned until to-morrow morning, half-past 9 o'clock.

THURSDAY, Nov. 20, 1851.

Mr. McDougald moved to reconsider so much of the Journal of yesterday as relates to the action of this House to the majority report of the Committee on Privileges and Elections in reference to the contested Elections in the county of Jasper.

Pending the discussion thereon, the following message was received from the Senate by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate have passed the following Bills to wit—

A Bill to incorporate the Augusta, Atlanta and Nashville Magnetic Telegraph Company;

A Bill to amend the several Acts heretofore passed incorporating, and relating to the "South Western Rail Road Company" and to authorize said Company to build and maintain a Rail Road from the South Western Rail Road, at Fort Valley, crossing the Flint River, to or near to a place, called Wolf Pen, in the county of Macon, and there to join the Rail Road of the Muscogee Railroad Company.

The Senate has also adopted a resolution requesting our Senators and Representatives in congress to use their influence in procuring the establishment of a weekly Mail route from Blairsville to Cassville, in this State—

To which they ask the concurrence of the House of Representatives.

Mr. Stephens moved the "previous question."

Mr. Seward moved, that the House do now adjourn; whereupon the yeas and nays were required to be recorded and are—yeas 13, nays, 97

Those voting in the affirmative are Messrs.

Atkinson,  
Barnett, of Butts.  
Christie,  
Cobb, of Dooly,  
Culler,  
Fowler,  
Gilbert,

Gray,  
Hussey,  
McComb,  
Merrell,  
Seward,  
Tift.

Those voting in the negative, are Messrs.

Allred,	Jackoway,
Anderson, of Franklin,	Knox,
Armstrong,	Langmade,
Bailey,	Latimer, of Cobb,
Bartow,	Latimer, of Warren,
Barr,	Lewis,
Barnett, of Henry,	Lochlin,
Barlow,	Loveless,
Baugh,	Lowe,
Bellinger,	McAfee,
Bivins,	McDougald,
Bloodworth,	McFarland,
Born,	McLain,
Brinson,	Milledge,
Bulloch,	Moon,
Byrd,	Mobley,
Cameron, of Telfair,	Moreland,
Cannon,	Morel,
Carr,	Morris,
Castens,	Nasworthy,
Chastain,	Phillips,
Clark, of Oglethorpe,	Pickett,
Clark, of Stewart,	Pierce,
Cobb, of Harris,	Powell,
Daniel,	Price,
Dawson, of Greene,	Raulerson,
Dawson, of Putnam,	Reeves,
Deadwyler,	Richardson,
Dorminy,	Roberts,
Dyer,	Robinson, of Macon,
Edwards,	Russell,
Erwin, of Forsyth,	Scarlett,
Fall,	Smith, of Hancock,
Felton,	Staten,
Floyd,	Stephens,
Fuller,	Sumner,
Gardner,	Thornton,
Gilmore,	Thurmond,
Grant,	Tillman, of Appling,
Hackney,	Tillman, of Tattnall,
Hall,	Trippe,
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Wall,
Harper,	Watts.
Hendrick,	Williford,
Henly,	Wofford,
Henry,	Wooldridge,
Hill,	Winn, of Gwinnett,
	α

Irvin, of Wilkes,

Wynn, of Oglethorpe.

So the motion to adjourn was lost.

The question then recured on the motion for the "previous question."

Mr. Seward rose to a point of order, that the call for the "previous question" was not in order.

The Chair decided, that the same was in order.

Mr. Seward appealed from the decision of the Chair, and on the question being put shall the decision of the Chair stand as the judgement of the House, the yeas and nays were required to be recorded, and are—yeas 107, nays, 3.

Those voting in the affirmative, are Messrs.

Allred,	Jackoway,
Anderson, of Franklin,	Knox,
Armstrong,	Langmade,
Bailey,	Latimer, of Cobb,
Bartow,	Latimer, of Warren,
Barr,	Lewis,
Barnett, of Henry,	Lochlin,
Barlow,	Lott,
Baugh,	Loveless,
Bellinger,	Lowe,
Bivins,	McAfee,
Bloodworth,	McComb,
Born,	McDougald,
Brinson,	McFarland,
Bulloch,	Milledge,
Byrd,	Merrell,
Cameron, of Chattooga,	Moon,
Cameron, of Telfair,	Mobley,
Cannon,	Moreland,
Carr,	Morel,
Castens,	Morris,
Chastain,	Nasworthy,
Clark, of Oglethorpe,	Phillips,
Clark, of Stewart,	Pickett,
Cobb, of Harris,	Pierce,
Culler,	Powell,
Daniel,	Price,
Dawson, of Greene,	Raulerson,
Dawson, of Putnam,	Reeves,
Deadwyler,	Richardson,
Dorminy,	Roberts,
Dyer,	Robinson, of Macon,
Edwards,	Russell,

Erwin, of Forsyth,	Scarlett,
Fall,	Smith, of Hancock,
Felton,	Staten,
Floyd,	Stephens,
Fuller,	Sumner,
Gardner,	Thornton,
Gilbert,	Thurmond,
Gilmore,	Tift,
Grant,	Tillman, of Appling,
Gray,	Tillman, of Tattnall,
Hackney,	Trippe,
Hall,	Waldhour,
Harris, of Clarke,	Wall,
Harris, of McIntosh,	Wallace,
Harper,	Watts,
Hendrick,	Williford,
Henly,	Wofford,
Henry,	Wooldridge,
Hill,	Winn, of Gwinnett,
Hussey,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

Those who voted in the negative, are Messrs.

Cobb, of Dooly,	Seward.
Fowler,	

So the decision of the chair stands as the judgement of the House.

The question being then, "shall the main question be now put," the same was decided in the affirmative.

The question then recurring on Mr. McDougald's motion to reconsider. The yeas and nays were required to be recorded, and are—yeas 26, nays 88.

Those voting in the affirmative, are Messrs.

Atkinson,	Lott,
Barnett, of Butts,	McComb,
Bloodworth,	McDougald,
Cameron, of Telfair,	McLain,
Carr,	Merrell,
Cobb of Dooly,	Morehouse,
Culler,	Phillips,
Dorminy,	Powell,
Gilbert,	Roberts,
Gray,	Seward,
Hussey,	Tift,
Jackoway,	Tillman, of Appling,



Latimer, of Cobb,

Watts.

Those voting in the negative, are Messrs.

Allred,  
 Anderson, of Franklin,  
 Anderson, of Wilkes,  
 Armstrong,  
 Bailey,  
 Bartow,  
 Barr,  
 Barnett, of Henry,  
 Barlow,  
 Baugh,  
 Bellinger,  
 Bivins,  
 Born,  
 Brinson,  
 Bulloch,  
 Byrd,  
 Cameron, of Chattooga,  
 Cannon,  
 Castens,  
 Chastain,  
 Clark, of Oglethorpe,  
 Clark, of Stewart,  
 Cobb, of Harris,  
 Daniel,  
 Dawson, of Greene,  
 Dawson, of Putnam,  
 Deadwyler,  
 Dyer,  
 Edwards,  
 Erwin, of Forsyth,  
 Fall,  
 Felton,  
 Floyd,  
 Fuller,  
 Gardner,  
 Gilmore,  
 Grant,  
 Hackney,  
 Hall,  
 Harris, of Clarke,  
 Harris, of McIntosh,  
 Harper,  
 Hendrick,  
 Henly,

Henry,  
 Hill,  
 Irvin, of Wilkes,  
 Knox,  
 Langmade,  
 Latimer, of Warren,  
 Lewis,  
 Lochlin,  
 Loveless,  
 Lowe,  
 McAfee,  
 McFarland,  
 Milledge,  
 Moon,  
 Mobley,  
 Moreland,  
 Morel,  
 Morris,  
 Nasworthy,  
 Pickett,  
 Pierce,  
 Price,  
 Raulerson,  
 Reeves,  
 Richardson,  
 Robinson, of Laurens,  
 Robinson, of Macon,  
 Russell,  
 Scarlett,  
 Smith, of Hancock,  
 Staten,  
 Stephens,  
 Sumner,  
 Thornton,  
 Thurmond,  
 Tillman, of Tattnall,  
 Trippe,  
 Waldhour,  
 Wall,  
 Wallace,  
 Williford,  
 Wofford,  
 Wynn, of Oglethorpe,  
 Winn, Gwinnett.

So the motion to reconsider was lost.



Legislature—I herewith transmit a tabular statement, showing the vote polled in each county in the State on that question so far as the returns have been made to that office.

HOWELL COBB.

Also, the following communication from His Excellency the late Governor, Geo. W. Towns, which was read and laid on the table.

EXECUTIVE DEPARTMENT, }  
Milledgeville, November 4, 1851. }

I transmit to the General Assembly the Report of Joseph Sturgis, Esq., the Agent of the State, appointed under a joint resolution of the last General Assembly, to collect the claims of the State against the General Government growing out of the Indian disturbances in 1836. This report contains a detailed Statement of his Agency, and exhibits the amount of the claims of the State, yet due by the Government. From the success attending the efforts of Judge Sturgis it appears to me, it would be prudent in the State to continue the services of an Agent near Washington to prosecute these claims to a final settlement.

GEO. W. TOWNS.

Also, the following communication was read from his Excellency, the Governor, and referred to the Committee on Public Education.

EXECUTIVE DEPARTMENT, }  
Milledgeville, November 18, 1851. }

By a resolution of the last General Assembly, my predecessor was "requested to appoint three suitable persons as a Committee to enquire, into the State of Education in Georgia, to report to the next Legislature on the operation of the present Poor School Laws, to recommend any alteration in the same, that may to them seem advisable or to suggest a plan for General Education, if considered by them expedient, accompanied by a suitable Bill for carrying out the same." As he informed you in his message at the commencement of the present Session, the Rev. George F. Pierce, Dr. Talmage and Dr. L. B. Mercer, of Lee, were appointed by him to discharge that important duty.

I have the pleasure of now transmitting to the General Assembly the Report made by these gentlemen. Appreciating the importance of placing immediately in your possession the information and suggestions it contains, I have not detained it for an Examination of its recommendations; the high character however of the Gentlemen composing the Committee, the exactness of the information given to

the Public of their interest and zeal in the cause of Education, and the deep interest felt by our Fellow-Citizens in the important subject of their investigation, will commend their Report to your calm and favorable consideration. I feel that I cannot too urgently press upon your body, the importance of some decisive Legislation upon this subject, during the present session, such Legislation as the means and the character of our State justify and require.

By reference to the resolution under which this Committee was appointed it will be seen that it was contemplated that the services which they were called upon to render "should be done without cost to the State or cost upon the School fund." Whithout enquiring into the reasons which may have induced this restriction by your predecessors; I would suggest to your body the propriety of providing a fair and just compensation to the Committee for the time and expense which they have devoted to the duty imposed upon them. It is no violation of the true principles of economy for a state to remunerate its citizens for their labors in the promotion of its substantial interests.

HOWELL COBB.

Mr. Bartow from the Committee on Internal Improvements, to whom was referred the Bill to appropriate money for the improvement of the navigation of the Coosa River between Rome and the Boundary line between the states of Georgia and Alabama and to appoint Commissioners for that purpose, reported favorably on the same with an amendment.

Also, Mr. Thurmond presented a minority Report from the same Committee, which was read.

Mr. Robinson, of Laurens, moved to suspend the order to introduce a Bill, and the order being suspended, he introduced a Bill to appropriate money for the improvement of the navigation of the Altamaha, Ocmulgee and Oconee Rivers and to appoint Commissioners for the same, which was read the first time.

On motion of Mr. Robinson, of Macon, the order was suspended and the House took up the report of the Committee on the Bill of the Senate, to repeal so much of an Act assented to the 19th day of December, 1840, consolidating the offices of Tax Collector and Receiver of Tax Returns of the counties of Montgomery, Macon, and Clarke, as relates to the county of Macon, and agreed thereto, the Bill was read the third time and passed under title thereof.

On motion of Mr. Russell, the Rule was suspended and he laid on the table the following resolution, which was taken up and agreed to, to-wit—

*Resolved*, That 150 copies of the report of the Select

Committee on Education as appointed by his Excellency, the Governor, be printed for the use of this House.

On motion of Mr. Mobley, the order was suspended and the House took up the report on the Bill of the Senate, to authorize the Board of Physicians of this State, to hold their annual meetings in Milledgeville, or any other place they may appoint within this State, and agreed thereto.

The Bill was read the third time and passed under title thereof.

Leave of absence was granted to Messrs. Robinson, of Macon, Janes and Hendrick, for a few days.

On motion, the House then adjourned until to-morrow morning, half past 9 o'clock.

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FRIDAY, Nov. 21, 1851.

The House met pursuant to adjournment.

On motion of Mr. Morehouse, the Order was suspended, and the following Bills of the Senate were read the first time—

A Bill for the pardon of Garland D. Cornett, of the county of Morgan, for the crime of murder;

A Bill for the pardon of James Johnson, of the county Baldwin, for the crime of murder.

A Bill for the pardon Brinkly Bishop, of the county of Bibb, for the crime of murder.

On motion of Mr. Seward, the Order was suspended, and the House took up the Report of the Committee on the Bill to create and lay off two new Judicial Districts, one to be called the Blue Ridge Circuit, to be composed of the counties of Campbell, Cobb, Cherokee, Forsyth, Lumpkin, Union and Gilmer, and to be added to the Fourth Supreme Court Judicial District; and the other to be called the Macon Circuit, to be composed of the counties of Bibb, Houston, Twiggs, Dooly, Macon and Crawford, and to add the same to the Third Supreme Court Judicial District.

Mr. McDougald moved to amend the same, by the following additional Section—

*Be it enacted by the Senate and House of Representatives of the State of Georgia in General Assembly convened, and it is hereby enacted by the authority of the same, That from, and immediately after the passage of this Act, the hereinafter named counties, to wit: Baker, Decatur, Thomas, Lowndes, Irwin, Ware and Clinch, be, and they are, hereby, formed into an additional Judicial District or Circuit, to be known and called the Ocklocknee Circuit.*

Mr. Robinson, of Macon, rose to a point of order; that the amendment was not in order, because it was new matter.

The Chair decided that the amendment was out of order;

Whereupon, Mr. McDougald appealed from the decision of the Chair; and on the question being put, "Shall the decision of the Chair stand as the judgment of the House;" the same was decided in the affirmative.

Mr. McDougald moved to consolidate all the Bills on the Clerk's desk, in reference to creating new Judicial Circuits.

Mr. Robinson, of Macon, rose to a point of order; that the motion to consolidate was out of order.

The Chair decided that the same was not in order;

Whereupon, Mr. McDougald appealed from the decision of the Chair; and the question being put, "Shall the decision of the Chair stand as the judgment of the House;" the same was decided in the affirmative.

Mr. Seward moved to amend the caption of the Bill by striking out in the same, the word "two," and inserting in its stead the word "three."

Pending the discussion thereon, Mr. Seward withdrew his motion, and moved to postpone the order, and take up the Report on the Bill of the House, to create, form, and organize another Judicial District or Circuit in this State, to be composed of the counties therein named, and called the Ocklocknee Circuit; which motion prevailed.

And the first section being read as follows—

*Be it enacted by the Senate and House of Representatives of the State of Georgia in General Assembly met, and it is hereby enacted by the authority of the same, That from, and immediately after the passage of this Act, the hereinafter named counties, to wit: Baker, Decatur, Thomas, Lowndes, Irwin, Ware and Clinch, be, and the same are, hereby, formed into an additional Judicial District or Circuit, to be known and called the Ocklocknee Circuit.*

Mr. Clark, of Stewart, moved to amend the same, by striking out the word "Baker."

Pending the discussion thereon, the following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills, to wit—

A Bill to incorporate the town of De Soto, in the county of Floyd;

Also, a Bill to repeal so much of an Act, entitled an Act, to change the names, and legitimize the persons therein named, and for other purposes, approved February 16th, 1850, so far as relates to the change of the name of William Hardaway.

Also, a Bill to change the name of Andrew Jackson, of the county of Telfair, to that of Andrew Jackson Passmore, his reputed father ;

Also, a Bill to amend the Act incorporating and granting corporate powers to the town of Bainbridge, in the county of Decatur ;

Also, a Bill to incorporate the town of Marietta, in the county of Cobb ; and also to enlarge the boundary of said town, and incorporate the same under the name of the City of Marietta, and to provide for the election of a Mayor and City Councilmen, and such other officers as may be required, and confer upon them specified powers, and for other purposes therein mentioned.

The Senate has also passed the following Bills of the House of Representatives, to wit—

A Bill to incorporate the Union Steam Boat Company of Georgia and South Carolina ;

Also, a Bill to compensate the Grand and Petit Jurors of the county of Franklin ;

Also, a Bill appropriating money as a Contingent Fund for the years 1852 and 1853, and for the payment of arrearages, chargeable to the Contingent Fund of 1851 ;

Also, a Bill to repeal so much of an Act, entitled an Act, to consolidate the offices of Tax Collector and Receiver of Tax Returns, so far as relates to the counties of Baldwin, Chattooga, Franklin, Gwinnett, Heard, Upson, Wilkes, McIntosh, Thomas, Jefferson, Cobb, Hancock, Dooly and Marion, passed the 9th day of December, 1839, as respects the county of Chattooga, and to provide for the election in future, of one Tax Collector and one Tax Receiver, separately, in said county of Chattooga, as provided for by the general laws of this State in such cases ;

Also, a Bill to exempt ordained or licensed Preachers of the Gospel from working on public roads in this State.

The Senate has also adopted a Resolution constituting the Committees of the two Houses, on Public Education and Free Schools, a Joint Committee ; to which they ask the concurrence of the House of Representatives ;

Also, the following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the Bill of the House, to appropriate money for the purposes therein designated ; with an amendment to which they ask the concurrence of the House of Representatives ; and I am directed to return the same, forthwith, to this branch of the General Assembly.

Mr. McDougald moved to take up the message of the Senate in reference to the following amendment of the Senate, to the Bill of the House, appropriating money for the purposes therein designated. to wit—

*Be be further enacted*, That the sum of four thousand dollars be, and the same is, hereby, appropriated as a part of the Printing Fund for the year 1852, and the Treasurer be, and he is, hereby, authorized to pay the same to Samuel J. Ray, the State Printer, upon the warrant of his Excellency, the Governor; which motion prevailed.

On motion, the same was taken up and concurred in.

The question then recurred on the motion to strike out the word "Baker;" and the same was lost.

Mr. Seward moved the following additional Section as an amendment to the Bill—

SEC. 3. *And be it further enacted*, That said Circuit shall be added to, and become a part of the Second Supreme Judicial Circuit; which was agreed to.

The Report of the Committee as amended, was then agreed to.

The Bill was read the third time.

Pending the discussion thereon, the following message was received from his Excellency, the Governor, by Mr. Steele, his Secretary—

MR. SPEAKER: I am directed by the Governor to inform the House of Representatives, that he has approved and signed "An Act, to amend an Act, to incorporate the Savannah and Albany Railroad Company, with power to extend the said Road, and to construct Branches, and for other purposes, approved December 25th, 1847, so as to extend the time for the commencement and completion of said Road and the continuance of said Charter."

The question then recurred on the passage of the Bill, and on the question, "Shall this Bill now pass," the yeas and nays were required to be recorded; and are—yeas 15, nays 97

Those voting in the affirmative, are Messrs.

Bailey,	McDougald,
Barnett, of Henry,	Mobley,
Born,	Pickett,
Byrd,	Powell,
Christie,	Seward,
Cobb, of Dooly,	Wofford,
Gilmore,	Wooldridge.
Harris, of McIntosh,	

Those who voted in the negative, are Messrs.

Allred,	Knox,
Anderson, of Wilkes,	Lane,
Anderson, of Franklin,	Langmade,
Armstrong,	Latimer, of Cobb,



Atkinson,	Latimer, of Warren,
Bartow,	Lewis,
Barr,	Lochlin,
Barnett, of Butts,	Loveless,
Barlow,	Lowe,
Baugh,	McAfee,
Bellinger,	McComb,
Bivins,	McFarland,
Bloodworth,	McLain,
Brinson,	Milledge,
Bulloch,	Merrell,
Cameron, of Chattooga,	Moon,
Cannon,	Morehouse,
Carr,	Moreland,
Castens,	Morel,
Chastain,	Morris,
Clark, of Oglethorpe,	Nasworthy,
Clark, of Stewart,	Phillips,
Cobb, of Harris,	Pierce,
Culler,	Price,
Daniel,	Ramsey,
Dawson, of Green,	Raulerson,
Dawson, of Putnam,	Reeves,
Deadwyler,	Richardson,
Dorminy,	Robinson, of Laurens,
Dyer,	Robinson, of Macon,
Erwin, of Forsyth,	Russell,
Fall,	Scarlett,
Felton,	Smith, of Hancock,
Fowler,	Staten,
Fuller,	Stephens,
Gardner,	Sumner,
Gilbert,	Thornton,
Grant,	Thurmond,
Gray,	Tift,
Hackney,	Tilman, of Tattnall,
Hall,	Trippe,
Harris, of Clarke,	Waldhouse,
Harper,	Wall,
Henly,	Wallace,
Henry,	Watts,
Hill,	Williford,
Hussey,	Wynn, of Oglethorpe,
Irvin, of Wilkes,	Winn, of Gwinnett.
Jackoway,	

So the Bill was lost.

Mr. Robinson, of Macon, moved to take up the Report on the Bill of the Senate to create and lay off two new

Judicial Districts, one to be called the Blue Ridge Circuit, to be composed of the counties of Campbell, Cobb, Cherokee, Forsyth, Lumpkin, Union and Gilmer, and to be added to the Fourth Supreme Court Judicial District; and the other to be called the Macon Circuit, to be composed of the counties of Bibb, Houston, Twiggs, Dooly, Macon and Crawford, and to add the same to the Third Supreme Court Judicial District.

Mr. McDougald moved the House do now adjourn.

Whereupon, the yeas and nays were required to be recorded; and are—yeas 28, nays 83.

Those voting in the affirmative, are Messrs.

Allred,	Merrell,
Bailey,	Mobley,
Dawson, of Putnam,	Morehouse,
Fall,	Patterson,
Fuller,	Pierce,
Gardner,	Powell,
Gilbert,	Ramsey,
Harris, of Clarke,	Richardson,
Harris, of McIntosh,	Seward,
Henry,	Trippe,
Langmade,	Wallace,
McAfee,	Watts.
McComb,	Wofford,
McDougald,	Wooldridge.

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Hill,
Anderson, of Wilkes,	Hussey,
Armstrong,	Irvin, of Wilkes,
Atkinson,	Jackoway,
Bartow,	Knox,
Barr,	Lane,
Barnett, of Butts,	Latimer, of Cobb,
Barnett, of Henry,	Latimer, of Warren,
Baugh,	Lewis,
Bellinger,	Lochlin,
Bivins,	Loveless,
Bloodworth,	Lowe,
Born,	McFarland,
Brinson,	McLain,
Bulloch,	Milledge,
Byrd,	Moon,
Cameron, of Chattooga,	Moreland,
Cannon,	Morel,
Carr,	Morris,

Castens,	Nasworthy,
Chastain,	Phillips,
Christie,	Pickett,
Clark, of Oglethorpe,	Price,
Clark, of Stewart,	Raulerson,
Cobb, of Harris,	Reeves,
Culler,	Robinson, of Laurens,
Daniel,	Robinson, of Macon,
Dawson, of Greene,	Russell,
Deadwyler,	Scarlett,
Dorminy,	Smith, of Hancock,
Dyer,	Staten,
Erwin, of Forsyth,	Stephens,
Felton,	Sumner,
Floyd,	Thornton,
Fowler,	Thurmond,
Gilmore,	Tift,
Grant,	Tillman, of Tattnall,
Gray,	Waldhour,
Hackney,	Wall,
Hall,	Williford,
Harper,	Wynn, of Oglethorpe.
Henly,	

So the motion to adjourn was lost.

The question then recurred on the motion to take up the Bill of the Senate; which motion prevailed, and the same being read, Mr. McDougald moved to amend, by striking out all that part of the Bill in reference to creating the new Circuit, to be called the Macon Circuit.

Pending the discussion thereon, leave of absence was granted to Messrs. Gardner, Gilmore, Harrison, Cobb, of Dooly, and Lewis.

The House then adjourned until three o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning, which was the motion to strike out in the Bill to create two new Judicial Districts, that part creating a new District, to be called the "Macon Circuit."

Pending the discussion thereon, Mr. Cameron, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts to wit—

An Act, entitled, an Act, to compensate Grand and Petit Jurors of Franklin county ;

Also, an Act, to be entitled an Act, to exempt ordained or licensed Preachers of the Gospel from working on public roads in this State ;

Also, an Act, appropriating money as a Contingent Fund for the political years 1852 and 1853, and for the payment of arrearages chargeable to the Contingent Fund of 1851 ;

Also, an Act, to consolidate the offices of Tax Collector and Receiver of Tax Returns, so far as respects the counties of Baldwin, Chattooga, Franklin, Gwinnett, Heard, Upson, Wilkes, McIntosh, Thomas, Jefferson, Hancock, Cobb, Dooley, Marion, passed the 9th day of December, 1839, as respects Chattooga county, and to provide for the election in future, of one Tax Collector and one Tax Receiver, separately, in said county of Chattooga, as provided for by the general laws of this State, in such cases ;

Also, an Act, to incorporate the Union Steam Boat Company of Georgia and South Carolina.

The question then recurred on the motion to strike out ;

Whereupon, the yeas and nays were required to be recorded ; and are—yeas 39, nays 69.

Those who voted in the affirmative, are Messrs.

Allred,	Merrell,
Anderson, of Franklin,	Moon,
Barlow,	Mobley,
Baugh,	Morris,
Bulloch,	Nasworthy,
Cannon,	Phillips,
Cobb, of Harris,	Pickett,
Dawson, of Putnam,	Roberts,
Deadwyler,	Scarlett,
Dorminy,	Staten,
Fowler,	Sumner,
Gilbert,	Thornton,
Harris, of McIntosh,	Thurmond,
Henly,	Tillman, of Tattnall,
Knox,	Waldhour,
Lochlin,	Wall,
Lowe,	Watts,
McAfee,	Williford,
McDougald,	Williams, of Upson.
McLain,	

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Henry,
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Armstrong,	Hill,
Atkinson,	Hussey,
Bailey,	Irvin, of Wilkes,
Bartow,	Jackoway,
Barr,	Lane,
Barnett, of Butts,	Langmade,
Barnett, of Henry.	Latimer, of Cobb,
Bellinger,	Latimer, of Warren,
Bivins,	Loveless,
Bloodworth,	McComb,
Born,	Milledge,
Brinson,	Morehouse,
Byrd,	Moreland,
Cameron, of Chattooga,	Morel,
Cameron, of Telfair,	Patterson,
Carr,	Pierce,
Castens,	Powell,
Chastain,	Price,
Clark, of Oglethorpe,	Raulerson,
Culler,	Reeves,
Daniel,	Richardson,
Dawson, of Greene,	Robinson, of Laurens,
Dyer,	Russell,
Erwin, of Forsyth,	Smith, of Hancock,
Fall,	Stephens,
Felton,	Tift,
Floyd,	Tillman, of Appling,
Fuller,	Trippe,
Grant,	Wallace,
Gray,	Wofford,
Hackney,	Wooldridge,
Hall,	Winn, of Gwinnett,
Harris, of Clarke,	Wynn, of Oglethorpe.
Harper,	

So the motion was lost.

Mr. McDougald moved to strike out the county of "Campbell" from the Blue Ridge Circuit;

Whereupon, the yeas and nays were required to be recorded; and are—yeas 1, nays 103.

Mr. McDougald voted in the affirmative.

Those voting in the negative, are Messrs.

Allred,	Atkinson,
Anderson, of Franklin,	Bailey,
Anderson, of Wilkes,	Bartow,
Armstrong,	Barr,

Barnett, of Butts,	Langmade,
Barnett, of Henry,	Latimer, of Cobb,
Barlow,	Latimer, of Warren,
Baugh,	Lochlin,
Bellinger,	Loveless,
Bivins,	Lowe,
Bloodworth,	McAfee,
Born,	McComb,
Brinson,	McFarland,
Bulloch,	McLain,
Byrd,	Milledge,
Cameron, of Chattooga,	Merrell,
Cameron, of Telfair,	Moon,
Cannon,	Mobley,
Carr,	Moreland,
Castens,	Morel,
Chastain,	Morris,
Clark, of Oglethorpe,	Phillips,
Clark, of Stewart,	Pickett,
Cobb, of Harris,	Pierce,
Culler,	Price,
Daniel,	Ramsey,
Dawson, of Greene,	Raulerson,
Dawson, of Putnam,	Reeves,
Deadwyler,	Richardson,
Dorminy,	Roberts,
Dyer,	Robinson, of Laurens,
Erwin, of Forsyth,	Russell,
Felton,	Scarlett,
Floyd,	Smith, of Hancock,
Fowler,	Staten,
Fuller,	Stephens,
Gilbert,	Sumner,
Grant,	Thornton,
Gray,	Thurmond,
Hackney,	Tift,
Hall,	Tillman, of Appling,
Harris, of Clarke,	Tillman, of Tattnall,
Harris, of McIntosh,	Trippe,
Harper,	Waldhour,
Henly,	Wall,
Henry,	Wallace,
Hill,	Watts,
Hussey,	Williams, of Upson,
Irvin, of Wilkes,	Wooldridge,
Jackoway,	Winn, of Gwinnett,
Knox,	Wynn, of Oglethorpe.
Lane,	

So the motion to strike out was lost.

Mr. Felton moved to amend the Bill, by adding to the Blue Ridge Circuit the county of Paulding; which motion prevailed.

Mr. Hill moved to amend the Bill, by adding to the Blue Ridge Circuit the county of Carroll; which motion prevailed.

The Report, as amended, was agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" the yeas and nays were required to be recorded; and are—yeas 73, nays 36.

Those who voted in the affirmative, are Messrs.

Anderson, of Wilkes,	Henry,
Atkinson,	Hill,
Bailey,	Hussey,
Bartow,	Irvin, of Wilkes,
Barr,	Jackoway,
Barnett, of Butts,	Lane,
Barnett, of Henry,	Langmade,
Bellinger,	Latimer, of Cobb,
Bivins,	Latimer, of Warren,
Bloodworth,	Loveless,
Born,	McComb,
Byrd,	Milledge,
Cameron, of Chattooga,	Morehouse,
Cameron, of Telfair,	Moreland,
Cannon,	Morel,
Castens,	Pickett,
Chastain,	Pierce,
Christie,	Price,
Clark, of Oglethorpe,	Reeves,
Clark, of Stewart,	Richardson,
Cobb, of Harris,	Robinson, of Laurens,
Culler,	Russell,
Daniel,	Scarlett,
Dawson, of Greene,	Smith, of Hancock,
Deadwyler,	Staten,
Dyer,	Stephens,
Erwin, of Forsyth,	Thornton,
Fall,	Tift,
Felton,	Tilman, of Appling,
Floyd,	Trippe,
Fuller,	Wall,
Grant,	Wallace,
Gray,	Williford,
Hackney,	Wofford,
Hall,	Winn, of Gwinnett,
Harris, of Clarke,	Wynn, of Oglethorpe.
Harper,	

Those voting in the negative, are Messrs.,

Allred,	McFarland,
Anderson, of Franklin,	McLain,
Barlow,	Merrell,
Baugh,	Moon,
Brinson,	Mobley,
Bulloch,	Morris,
Carr,	Nasworthy,
Dawson, of Putnam,	Patterson,
Dorminy,	Phillips,
Fowler,	Ramsey,
Gilbert,	Raulerson,
Harris, of McIntosh,	Sumner,
Henly,	Thurmond,
Knox,	Tillman, of Tattnall,
Lochlin,	Waldhour,
Lowe,	Watts.
McAfee,	Williams, of Upson,
McDougald,	Wooldridge.

So the Bill was passed.

On motion, the House then adjourned until to-morrow morning, half past 9 o'clock.

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### SATURDAY, NOVEMBER 22, 1851.

Mr. Cameron from the Committee on enrollment reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Act, towit—

An Act, entitled an act to appropriate money for the purposes therein designated.

The following message was received from the Senate by Mr. Glenn, their secretary:

MR. SPEAKER, The Senate has passed the following Bills:

A Bill, to alter and fix the times for holding the Superior Courts in and for the counties of Irwin and Telfair;

Also, a Bill amendatory of an Act, assented to Decr. 22, 1834, to alter the laws relating to county academies, so far as relates to the county of Baldwin;

Also, a Bill to give the election of Marshal and Deputy Marshal of the city of Atlanta to the people, to authorize their removal from office in certain cases therein named, and in those cases to make them inelligible to re-election:

Also, a Bill to fix the price of grants for land in the tenth and eleventh Districts of Ware county, sold under an Act, passed the 11th day of February, 1850.



Also, a Bill to authorize grants to issue for fractions which were paid for by persons not holding certificates for the same, and to refund to purchasers of fractional lots of land under the Act of 1847, the purchase money and grant fees by them paid; where they may have been, or may hereafter be ousted of said land.

Also, a Bill to change, alter and fix the time of holding the Superior Court of the county of Early, and the fall term of the Superior Court of the county of Bulloch.

Also, a Bill to authorize Simeon H. Saunders, of Butts county, to use the water power on the Shoal at the Indian Spring, reserved for certain purposes and under certain restrictions.

The Senate has also passed the following Bills of the House of Representatives:

A Bill, to extend the charter of the Bank of the State of Georgia, and the acts amendatory thereof, and further, to amend the same in relation to the number of Directors:

Also, a Bill to appropriate money to repair and furnish the executive Mansion, and to build a House for servants.

Mr. Scarlett from the Special Committee, to whom was referred sundry papers and documents in relation to a claim of William Williams, Esq., to be refunded a certain sum of money by the State of Georgia, in consequence as he alleges of a failure of his title to certain personal property, which had been sued upon and sold to him by the Sheriff of Appling county, at public outcry under a judgement and execution, recovered by the Central Bank of Georgia, against one Solomon Cannaday, in Appling Superior Court: Beg leave to report, that they have carefully examined all the said papers and documents, and heard the statement of Mr. Williams thereto, and are of the opinion, that he has no just claim against the State of Georgia, to be refunded any sum of money and therefore report against the same, and your Committee having discharged the duty assigned them beg leave to be discharged from all further consideration of said claim.

On motion of Mr. Morehouse, the order was suspended and the following Bills of the Senate were severally taken up, and read the second time, and committed for a third reading.

A Bill for the pardon of Garland D. Cornett, of the county of Morgan, for the crime of murder.

A Bill for the pardon of Brinkley Bishop, of the county of Bibb, for the crime of murder.

A Bill, for the pardon of James Johnson, of the county of Baldwin, for the crime of murder.

On motion of Mr. Morehouse, they were severally made the special order of the day for Tuesday next.

Mr. Fuller, moved to suspend the order to introduce a

resolution, the order being suspended Mr. Fuller, offered the following resolution, to wit—

*Resolved*, That whenever the yeas and nays are demanded upon any question before this House, it shall be the duty of the clerk, to place upon the journals the name of the mover and the second.

On motion of Mr. Fuller, the rule was suspended and the same was taken up.

Mr. Scarlett moved to amend the same by striking out at the end of the resolution the words “and the second,” which motion was lost.

The Resolution was then agreed to.

The special Order of the Day being taken up, which was the report of the Committee on the Judiciary, to whom was referred the report of the Committee on Privileges and Elections, on the memorial of Sherwood S. Aikins, protesting against the right of Russel Raulerson to his seat as a Representative of the county of Wayne.

Mr. Langmade, from the same Committee presented a minority report, which was read as follows to wit—

We, the minority of the Judiciary Committee, to whom was referred the subject of the contested seat of Russell Raulerson, a member elect from the county of Wayne, having had this case under consideration ask leave to submit the following report—

On reference to the map of said county, we find that prior to the act of the Legislature of 1843, that Lot No. 383, the residence of Russel Raulerson, was in the county of Ware and that a Lot and a fraction of a Lot there lay between Lot No. 383, and the Wayne county line. On examining the Act of the Legislature of 1843, which declares, that Lot No. 383, the residence of the said Raulerson, should be in the county of Wayne—the Committee find but two questions, presented for their consideration, first did the Act of 1843 change the lines of Wayne and Ware county; secondly, have we the legal right, to declare a statute unconstitutional, thereby to render an express provision of Law a nullity. In considering the first proposition—It is the opinion of the Committee, that the general rule, which pertains in the construction of all statutes should be applied to this case, viz: when a statute is vague or uncertain in its provisions, it shall take effect by implication or intendment, except such implication or intendment is against some express provisions of Law. It is evident to the Committee, that the Legislature intended by the Act of 1843, so to change the lines of Wayne and Ware county as to place the residence of Russel Raulerson in the county of Wayne, this being the sole object of the Legislature in the passage of that Act. The Committee have no difficulty in arriving at the conclusion, that the county

lines are as effectually changed by the operation of that act as they could be by any express provision of Law. In considering the constitutional objections urged against the act of 1843, the Committee are of opinion that we have no authority to declare the act of the Legislature of 1843, changing the residence of Russell Raulerson, from the county of Ware, to the county of Wayne, unconstitutional, thereby rendering that statute a nullity, while it remains unrepealed on the Statute Book. Although the Constitution gives the General Assembly the right to judge of the qualifications of its members. We cannot concede that the clause of the Constitution conferring this right goes so far as to authorize the Legislature to set at naught an express provision of law under which a member holds his seat in this House, the only question for us to ask ourselves under this clause of the Constitution, is—was the member properly elected under the law. If the law, under which the member was elected, is a bad law, still we are of the opinion that it is of full force and effect and should be so considered until repealed and declared to be unconstitutional by the proper tribunal, wherefore, we, the minority Committee are of opinion, that Russell Raulerson, member elect from the county of Wayne is constitutionally elected and entitled to his seat as a member of this House.

E. S. LANGMADE, } Committee.  
REUBEN H. PIERCE, }

In conclusion the Committee ask leave to submit the following Resolution—

*Resolved*, That Russell Raulerson, member elect from the county of Wayne, is constitutionally qualified to retain his seat as a member of this House.

Mr. Langmade moved to substitute the same in lieu of the original Report of the Committee.

Pending the discussion thereon, on motion of Mr. Harris, of Clarke, the order was suspended, and he laid on the table the following resolutions—

*Resolved*, That the Act of the Legislature of 1843, changing the residence of Russell Raulerson, from the county of Ware, to the county of Wayne, was unconstitutional, and that Russel Raulerson is not a citizen of Wayne county and therefore not entitled to his seat on this floor as Representative, from Wayne county.

*Resolved further*, That as it does not appear certain from the official returns of the Election, held in Wayne county on the first Monday in October last, that Sherwood S. Akins, the contestant received a majority of the legal votes of said county, as Representative thereof, it is the sense of this House, that the seat of the Representative of Wayne county, is vacant and that

ferred back to the Voters of said county, and that the Governor be requested to issue his proclamation directing a new Election to be held in Wayne county for a Representative thereof.

Mr. Felton moved to lay the whole subject matter on the table for further consideration, which motion prevailed.

Mr. Clark, of Stewart, moved to make the same the special order of the day for Wednesday next, which motion was lost.

On motion of Mr. Bartow, the general order was suspended to allow Representatives, to introduce new matter.

Mr. Bartow introduced a Bill to ratify the Contracts for the purchase of Iron for the Western and Atlantic Rail Road, made by the Governor and Chief Engineer and to provide means for the payment of the same.

Also, a Bill to compensate certain Jurors of the county of Chatham; therein specified.

Also, a Bill to change the names of John Fortesque Warrington Masterton and Mary Cornelia Masterton, from Masterton to Hover; which was severally read the first time.

Mr. Anderson, of Franklin, introduced a Bill to make penal the trading with free persons of color, and provide for the punishment thereof; which was read the first time.

Mr. Hill presented a Memorial from the Teachers and Pupils from the Schools (Male and Female) in LaGrange; also, a Memorial from the Ladies in LaGrange; and, also, a Memorial from the Citizens of LaGrange, setting forth the character of the schools in said town, and praying the passage of a law prohibiting the sale of ardent spirits in less quantities than one gallon, within three miles of said town; which were referred without being read, to the Committee on Petitions.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has concurred in the amendment of the House of Representatives, to the Bill of the Senate, laying out and creating two new Judicial Circuits, one to be called Blue Ridge Circuit, and the other to be called Macon Circuit; and I am directed to inform the House of Representatives, forthwith, of the same.

Mr. Price introduced a Bill to increase and regulate the per diem pay of Jailors for feeding and keeping slaves or free persons of color while confined in jail;

Also, a Bill to repeal the first, second and third sections of an Act, entitled an Act, to authorize the settlement of criminal prosecutions in certain cases, and to regulate more particularly the duties of the Attornies and Solicitors General, and fix their liabilities, approved February 22, 1850; which were severally read the first time.

Mr. Atkinson introduced a Bill to provide for the collection of Taxes of the State, and to prescribe the mode thereof;

Also, a Bill to regulate the mode of laying out private ways, and for other purposes; which were severally read the first time.

Mr. Barr introduced a Bill to amend the Judiciary Laws of this State, so far as relates to the organization of the Inferior Courts; which was read the first time.

Mr. Dyer introduced a Bill to fix the Fees of Sheriffs and other levying officers, in certain cases therein specified;

Also, a Bill to carry out a Resolution passed by the Convention of the State of Georgia in December last; which were severally read the first time.

Mr. Patterson introduced a Bill to incorporate the "Sattilla Plank Road Company," and to grant the unsurveyed portions of the Okefenokee Swamp to said Company, on certain conditions; which was read the first time.

Mr. Clark, of Stewart, introduced a Bill to authorize his Excellency, the Governor of the State of Georgia, to subscribe for Stock in the South Western Railroad Company, for the purpose of extending the Road of said Company, and to grant further powers to said Company; which was read the first time and referred to the Committee on Internal Improvements.

Mr. Harper introduced a Bill to amend the Statute of Limitations of this State; which was read the first time and referred to the Committee on the Judiciary.

Mr. Stephens, of Taliaferro, introduced a Bill to provide compensation to the heirs at law of Captain David McCullough, deceased, for his advances and supplies to the State of Georgia, during the war of the Revolution; which was read the first time and referred to a Special Committee of five, consisting of

Messrs. Stephens, Floyd, Felton, Harris, of Clarke, and Pickett.

Mr. Bailey introduced a Bill to appropriate a certain sum of money therein named, to Malone Cox, of the county of Murray; which was read the first time.

Mr. Bartow introduced a Bill to repeal all laws heretofore passed, changing the residence of citizens of this State from one county to another, without altering the boundary lines between the said counties; which was read the first time.

Mr. Tift moved to take up the Bill, to authorize the Governor of Georgia to issue Bonds for \$200,000, to be loaned and secured, to assist in the construction and equipment of a Branch Railroad from the town of Oglethorpe, or some other point on the South-Western Railroad, to Alba-

ny, in Baker county, and refer the same to the Committee on Internal Improvements ; which motion prevailed.

Mr. Lott, of Ware, introduced a Bill, compelling Justices of the Peace of 1030th District of Ware county, to hold Justice Courts at the place herein after named ; which was read the first time.

Mr. Chastain introduced a Bill to incorporate Lodge No. 114, of Free and Accepted Masons of Union county ; which was read the first time.

Mr. Castens introduced a Bill to lay out a new county from the counties of Talbot, Macon and Marion, and to attach the same to a Senatorial District ; which was read the first time.

Mr. Bloodworth introduced a Bill to amend the Law in relation to public sales ; which was read the first time.

Mr. McAfee introduced a Bill for the relief of the Teachers of Poor Children, of the county of Upson, for the year, 1850 ; which was read the first time.

Mr. Lott, of Ware, introduced a Bill to appropriate money to improve the navigation of the Satilla and Alapaha Rivers, and for other purposes therein named ; which was read the first time.

Mr. Henly introduced a Bill to point out the better mode for the Education of Poor Children in the county of Lincoln ; which was read the first time.

Mr. Milledge introduced a Bill to transfer certain Bank Stock, therein named, to the Treasurer of the State for public education ; which was read the first time.

Mr. Lochlin introduced a Bill to lay out and form a new county from the counties of Clarke, Jackson, Gwinnett and Walton, and to provide for the organization of the same ; which was read the first time.

Mr. Gilmore introduced a Bill to make permanent the public site in the county of Lee, at Starkville, and to incorporate the same—to designate the corporate limits thereof—to appoint Commissioners for the same, and to define their powers ; which was read the first time.

Mr. Tillman, of Appling, introduced a Bill to change the line between the counties of Telfair and Appling ; which was read the first time.

Mr. Harris, of Clarke, introduced a Bill to regulate the mode of suing the Bonds of Executors, Administrators and Guardians ; which was read the first time.

Mr. Cameron, of Chattooga, introduced a Bill to incorporate the Methodist Camp-Ground in Broomtown Valley, in the county of Chattooga, and to appoint Trustees for the same ; which was read the first time.

Mr. Langmade introduced a Bill to incorporate and appoint Trustees to the Washington County Female Institute ; which was read the first time.

Mr. McDougald introduced a Bill to provide for the election of the Judges of the Superior Courts of this State by the people, and to prescribe the manner and mode of holding Elections, and for other purposes therein named; which was read the first time.

Mr. Harris, of Clarke, introduced a Bill to alter and amend the fifteenth section of the first article of the Constitution of the State of Georgia; which was read the first time.

Mr. Wofford introduced a Bill to give a construction to the fourth section of the Statute of Frauds, so far as the same relates to a party Defendant being chargeable upon any special promise, to answer for the debt, default or miscarriage of a third person, &c.; which was read the first time.

Mr. Winn, of Gwinnett, from the Special Committee, to whom was referred the Petition of William G. Jacobs, of the county of Gwinnett, signed by three hundred citizens of said county, praying the General Assembly to relieve him from the disabilities incurred by him in consequence of a divorce obtained by his wife, Martha Ann Jacobs, reported a Bill for the relief of William G. Jacobs, of the county of Gwinnett; which was read the first time.

Mr. Henry, from the Special Committee, to whom was referred the Petition of Levi S. D'Lyon, Esq., praying to be refunded a double tax, illegally assessed against him by the Receiver of Tax Returns for the county of Chatham, and collected from him by the Tax Collector of Chatham county under execution, says that they have had the same under consideration, and report a Bill for the relief of Levi S. D'Lyon, and to authorize the Governor to draw a warrant in his behalf; which was read the first time.

Mr. Tift introduced a Bill to authorize contracts in writing, for the use of money; which was read the first time.

Mr. Lott, of Ware, introduced a Resolution in reference to establishing a Mail Route from Waresborough, in Ware county, to Jacksonville, in Telfair county.

Mr. Cannon offered a Resolution in reference to establishing a Mail Route from Ashville, Buncomb Court-House, in North Carolina, to Clarksville, Habersham county, in Georgia.

Mr. Knox moved to suspend the Order to take up a divorce Bill for a second reading;

Whereupon, on the call of Mr. Knox, and second of Mr. Allred, the yeas and nays were required to be recorded; and are—yeas 39, nays 49.

Those voting in the affirmative, are Messrs.

Allred,

Knox

Anderson, of Franklin,	Lane,
Armstrong,	Latimer, of Cobb,
Bailey,	Lochlin,
Barr,	Loveless,
Bellinger,	McAfee,
Bloodworth,	McDougald,
Born,	McFarland,
Bulloch,	McLain,
Cameron, of Chattooga,	Milledge,
Cannon,	Moon,
Chastain,	Nasworthy,
Christie,	Roberts,
Cobb, of Harris,	Scarlett,
Dawson, of Putnam,	Thurmond,
Dyer,	Watts,
Gilmore,	Wofford,
Gray,	Wooldridge,
Hackney,	Winn, Gwinnett.
Harper,	

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Henly,
Atkinson,	Jackoway,
Bartow,	Langmade,
Barnett, of Henry,	Latimer, of Warren,
Baugh,	Lowe,
Bivins,	Mobley,
Brinson,	Moreland,
Byrd,	Morel,
Cameron, of Telfair,	Morris,
Carr,	Phillips,
Clark, of Oglethorpe,	Pickett,
Clark, of Stewart,	Pierce,
Culler,	Price,
Daniel,	Reeves,
Deadwyler,	Richardson,
Dorminy,	Robinson, of Laurens,
Erwin, of Forsyth,	Sumner,
Fall,	Tift,
Felton,	Tillman, of Appling,
Fowler,	Tillman, of Tattnall,
Gilbert,	Waldhour,
Grant,	Williford,
Hall,	Williams, of Upson,
Harris, of Clarke,	Wynn, of Oglethorpe.
Harris, of McIntosh,	

So the motion to suspend was lost.



The House then adjourned until half-past 9 o'clock, Monday morning.

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MONDAY, Nov. 24, 1851.

The hour having arrived for the meeting of the House, the Clerk called the House to order.

Mr. Scarlett, of Glynn, on motion of Mr. Dawson, of Greene, was called to the Chair for the purpose of organizing the House.

Leave of absence was granted to the Speaker, on special business.

The Chair being then declared vacant, the House proceeded to the election of a Speaker, *pro tem*, and the ballots being received and examined, it appeared that Mr. Stewart Floyd, of the county of Morgan, was duly elected.

Whereupon, a Committee, consisting of Messrs. McDougald, Bartow and Henry, were appointed to conduct him to the Chair, from whence he addressed the House, and tendered his acknowledgements.

Mr. Samuel H. Blackwell, a member elect from the county of Jasper, appeared, and having presented his credentials, and being duly qualified, took his seat.

The call of the counties being the Order of the Day—

Mr. Patterson introduced a Bill accompanied with a Petition from citizens of Camden county, to regulate the taxes on pine lands, within the county of Camden; which was read the first time and referred to a Special Committee, consisting of Messrs. Patterson, Scarlett and Langmade.

Mr. Merrell introduced a Bill to change the names of certain persons therein named, and for other purposes; which was read the first time.

Mr. Allred introduced a Bill, accompanied by a Petition of sundry persons, to lay out and organize a new county from the counties of Cherokee and Gilmer, and attach the same to a Senatorial District and Judicial District, &c; which was read the first time.

Mr. Staten introduced a Bill to alter and change the name of Mary Ann Katherine Caulder to that of Mary Ann Katherine Roberts, and legitimatize the same;

Also, a Bill to reduce the Sheriff's bond, of Clinch county;

Also, a Bill to require owners of land, in Clinch county, to give in and pay taxes for the same in Clinch county;

Which were severally read the first time.

Mr. Bellinger introduced a Bill to authorize a grant to Wm. P. Hightower, of Campbell county, for fraction No.

151, 8th District, originally Coweta, now Campbell county; which was read the first time.

Mr. Roberts introduced a Bill to incorporate a Bank in the town of Fort Gaines. in the county of Early, to be called the South-Western Bank of Georgia, and for other purposes therein named; which was read the first time.

Mr. Deadwyler laid upon the table a Resolution in reference to the meeting and adjourning of the House, and the business thereof during the evening sessions.

Mr. Pickett introduced a Bill to authorize Francis Walters to peddle in the Blue Ridge Judicial District; which was read the first time.

Mr. Scarlett laid on the table a Resolution in reference to the introduction of new matter, after the 15th December next.

Mr. Baugh introduced a Bill to add an additional section to the Tenth Division of the Penal Code; which was read the first time.

Mr. Culler introduced a Bill to change the name of Stephen Elton, to that of Stephen Elton Jordan, and for other purposes; which was read the first time.

The following message was received from the Senate, by Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills—

A Bill to incorporate the Barnesville Male and Female High School, and to appoint Trustees for the same;

Also, a Bill to compensate the Grand and Petit Jurors of the county of Union;

Also, a Bill to amend an Act to incorporate the Savannah Female Asylum Society in the city of Savannah;

Also, a Bill to incorporate the Ogeechee Plank Road Company, and for other purposes therein named.

Mr. Thurmond introduced a Bill to incorporate the town of Jefferson, Jackson county, and to appoint Commissioners for the same; which was read the first time.

Mr. Daniel presented sundry Petitions from the counties of Bryan, Liberty, Tatnall and Bulloch, for the further improvement of the navigation of the Canooche River, as therein is designated; which was referred, without being read, to a Special Committee, consisting of Messrs. Daniel, Henry, Tillman of Tattnall, Edwards and McLain.

Mr. Pierce introduced a Bill to authorize William Richards and Benjamin F. Harvey, of Lumpkin county, to practice Medicine in the several counties in this State, charging compensation for the same, without a license, as now provided by law; which was read the first time.

Mr. Bulloch introduced a Bill to reduce the Sheriff's bond in the county of Madison; which was read the first time.

The following message was received from his Excellency the Governor, by Mr. Steele, his Secretary—

MR. SPEAKER: His Excellency, the Governor, has approved and signed the following Acts—

An Act to compensate Grand and Petit Jurors of Franklin county;

An Act to incorporate the Union Steamboat Company of Georgia and South Carolina;

An Act to exempt ordained or licensed Preachers of the Gospel from working on Public Roads in this State;

An Act appropriating money as a contingent fund for the political years eighteen hundred and fifty-two, and eighteen hundred and fifty-three, and for the payment of arrearages chargeable to the contingent fund of eighteen hundred and fifty-one;

An Act appropriating money for the purposes therein designated;

Which I am directed to return to this branch of the General Assembly, in which they originated.

Mr. McDougald presented a Memorial from Powers & Johnson, to have a sum of money appropriated to them for professional services rendered the State;

Which was referred, without being read, to a Special Committee consisting of Messrs. McDougald, Trippe and Mobley.

Mr. McDougald also introduced a Bill to prevent Deputy Sheriffs, of this State, from holding the office of Sheriff, or Deputy Sheriff, for the term of two years after the expiration of the term of their principal; also, to prevent Sheriffs, after the expiration of their term of office, from holding the office of Deputy Sheriff until after the lapse of two years;

Also, a Bill to repeal certain parts of an Act entitled an Act to point out the mode for the collection of Rents, approved December 16th, 1811, and for other purposes therein mentioned;

Also, a Bill to carry into effect the last paragraph of the eighth section of the third Article of the Constitution of this State, and to reserve to all persons in this State the right to advocate and defend his or her cause before any court or tribunal, either in person or by any number of licensed attorneys or advocates deemed expedient by any such person, and to repeal and render null and void a certain rule or law therein specified, and for other purposes therein named;

Also, a Bill accompanied by a Memorial to authorize the Rock Island Factory of Muscogee county to issue and sell the bonds of said Company, and to secure the same, and for other purposes therein named;

Also, a Bill to prohibit encroachments upon the sove-

reign rights of the State of Georgia, by foreign Banking Institutions, and their agents, within the limits of this State, and for other purposes therein specified ;

Which were severally read the first time.

Mr. Harper introduced a Bill to extend the corporate limits of the town of Oxford, in Newton county, and to exempt certain lands therein embraced from any additional rate of taxation, on account of being embraced in said corporate limits ; which was read the first time.

Mr. Walker introduced a Bill to compensate a portion of the Petit Jurors of Richmond county, and to provide for the payment of the same ;

Also, a Bill to incorporate Brothersville Academy, in the county of Richmond, and to appoint Trustees for the same ;

Also, a Bill to exempt from levy and sale certain property therein mentioned ;

Which were severally read the first time.

Mr. Clark, of Stewart, laid upon the table the following Resolution, to wit—

*Resolved*, That the Messenger of the House be directed to have made and placed in the gallery a sufficient number of seats for the accommodation of visitors ;

On motion of Mr. Clark the Order was suspended, and the same was taken up and agreed to.

Mr. Clark, of Stewart, also introduced a Bill to amend an Act entitled “an Act to incorporate the South-Western Railroad Company, with power to extend branches to Albany in the county of Baker, and Fort Gaines in the county of Early, or to points below those places on the Chattahoochee and Flint Rivers, and to punish those who may wilfully injure the same, assented to December 27th, 1845, and for other purposes, approved February 23d, 1850 ; which was read the first time.

Mr. Barlow introduced a Bill to incorporate the Americus Female Institute, in the county of Sumter ; which was read the first time.

Mr. Tillman, of Tattnall, introduced a Bill, accompanied by a Petition, to authorize Abraham D. Rodgers, a decrepid and infirm man of the county of Tattnall, to peddle without a license ; which was read the first time.

Mr. Hill introduced a Bill to amend the several Acts of force in relation to the incorporation of the town of Lagrange, in Troup county, so as to extend and define the powers of the corporate authorities of said town, and for other purposes ;

Also, a Bill to incorporate Brownwood University, located in Troup county, and to confer powers on the same ;

Which were severally read the first time.

Mr. Castens introduced a Bill to amend an Act entitled an Act to compel the several Banks of this State to redeem

their liabilities in specie, and to provide for a forfeiture of such as may refuse, assented to on the 18th day of December, 1840, and an Act entitled an Act for the relief of certain Banks, which have suspended specie payments, against which judicial proceedings have been instituted, for the forfeiture of their charters, assented to the 10th of December, 1841, and also an Act, further amendatory of said Acts, assented to on the 13th December, 1842; which was read the first time.

Mr. Lowe, of Warren, introduced a Bill to authorize Henry W. Bruce, an infirm man, of the county of Warren, to peddle in said county, and the counties adjacent thereto; which was read the first time.

Mr. McFarland introduced a Bill to define the duties of Grand Jurors, and to alter the oath of Grand Jurors; which was read the first time.

Mr. McFarland presented a Memorial from John Edwards and Samuel Tipton, praying for remuneration of extra damages they incurred from the Western and Atlantic Railroad, which has once been assessed but not paid; which was referred, without being read, to the Committee on Internal Improvements.

Mr. Gilbert introduced a Bill to remove certain election precincts therein specified; which was read the first time.

The following message was received from his Excellency, the Governor, by Mr. Hood, one of his Secretaries—

MR. SPEAKER: I am directed by his Excellency, the Governor, to deliver to the House of Representatives, a communication in writing.

Mr. McLain introduced a Bill for the relief of the poor children of the county of Bulloch, for the years 1843 to 1846; which was read the first time.

Mr. Moreland introduced a Bill to change the name of Isaiah Wallace Davis, a male infant of Heard county, to Isaiah Wallace Scogins, and for other purposes therein mentioned; which was read the first time.

Mr. Hackney introduced a Bill to extend and define the corporate limits of the town of Newnan, in the county of Coweta, to provide for the election of Intendant and Commissioners for the same, to define their powers, and for other purposes therein named.

Also, a Bill to lay out and form a new county from the counties of Meriwether, Coweta and Fayette, and to provide for the organization of the same;

Also, a Bill to incorporate Emory Academy in the county of Coweta, and to appoint Trustees for the same;

Which were severally read the first time.

Mr. Henry, from the Committee on the Judiciary, to whom was referred the Petition of James Gibson, of the county of Wilkinson, stating and setting forth that, on or

about the eleventh day of April, one thousand eight hundred and thirty-four, one William Lyman, then the agent of the State of Georgia, sold at public outcry, by virtue of an Act of the Legislature, assented to 21st December, 1833, entitled an Act to sell and dispose of the public hands, and a certain negro man named July, to one William Cooper, and then and there made to said Cooper, a bill of sale, under seal; for said negro, containing a covenant of warranty of title by the State, and that afterwards, to wit, on the 6th day of January, 1835, he became the purchaser of said negro from the said Cooper, for the sum of one thousand dollars, who then and there endorsed and delivered to him the said bill of sale, and the said negro, for the consideration aforesaid, under which title he held the same, until the April Term of the Superior Court of Wilkinson county, 1848, when one Samuel N. Papot, as a remainder *mesne*, in a certain marriage settlement therein specified, brought his action of trover against him, for said negro, which he defended to the limit of his power, and was compelled, in consequence thereof, to lay out and expend, and did actually lay out and expend, a large sum of money in the defence of the same; and, further stating, that at the October Term of the said Superior Court for the said county of Wilkinson, and after the said cause had been carried to the Supreme Court of this State, and determined by said Court against him; on the trial of the appeal a judgment was recovered against him (Gibson) for the sum of sixteen hundred and fifty dollars, which he has been compelled to pay to the said Samuel N. Papot, and which, together with the costs and expenses in defending said amount, in the aggregate to the sum of seventeen hundred and seventy-seven dollars and fifty-nine cents, say that they have had said Petition, and the facts therein stated under their consideration, and report that satisfactory evidence has been produced to your Committee to satisfy them that the statements contained in said Petition are true, and recommend the payment of said claim by the State, as just and equitable; with one year's interest thereon; and, therefore, submit the accompanying Bill for his relief—

A Bill for the relief of James Gibson, and to authorize and require the Governor to draw his warrant on the Treasurer in his favor, for the sum of nineteen hundred and two dollars and two cents; which was read the first time; and the Committee beg to be discharged from further consideration of said claim.

Mr. Bartow introduced a Bill to incorporate the Savannah and Amsterdam Steam Navigation and Banking Company; which was read the first time.

Mr. Atkinson introduced a Bill to change the times of

holding the Superior Courts of Bibb county; which was read the first time.

Mr. Dawson, of Greene, introduced a Bill to incorporate the Greenesborough Female College in the county of Greene, and to appoint Trustees for the same, and to authorize the Trustees of Greenesborough Female Academy to convey by deed, the lot of land in the town of Greenesborough or adjacent thereto, whereon the Female Academy now stands, to the Trustees of the Greenesborough Female College; which was read the first time.

Mr. Cameron, from the Committee on Enrollment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives the following Acts, to wit—

An Act to repeal so much of an Act, assented to the 19th day of December, 1840, consolidating the offices of Tax Collector, and Receiver of Tax Returns, of the counties of Montgomery, Macon and Clarke, as relates to the county of Macon.

Also, an Act, to authorize the Board of Physicians of this State, to hold their annual meetings in Milledgeville, or any other place they may appoint within this State;

Also, an Act, to create and lay off two new Judicial Circuits, one to be called the Blue Ridge Circuit, to be composed of the counties of Campbell, Cobb, Cherokee, Forsyth, Lumpkin, Union, Paulding, Carroll and Gilmer, and to be added to the Fourth Supreme Court Judicial District; and the other, to be called the Macon Circuit, to be composed of the counties of Bibb, Houston, Twiggs, Dooley, Macon and Crawford, and to add the same to the Third Supreme Court Judicial District;

Also, an Act, to extend the Charter of the Bank of the State of Georgia, and the Acts amendatory thereof; and, further, to amend the same, in relation to the number of Directors;

Also, an Act, to appropriate money to repair and furnish the Executive Mansion, and for erecting an additional building within the enclosure of the same, for servants.

The following message was received from his Excellency, the Governor, by Mr. Paine, his Secretary—

MR. SPEAKER: The Governor has approved and signed "An Act, to repeal so much of an Act, entitled an Act," to consolidate the offices of Tax Collector and Receiver of Tax Returns, so far as respects the counties of Baldwin, Chattooga, Franklin, Gwinnett, Heard, Upson, Wilkes, McIntosh, Thomas, Jefferson, Hancock, Cobb, Dooley and Marion, passed the 9th of December, 1839, as respects Chattooga county; and to provide for the election in future, of one Tax Collector and one Tax Receiver, separately, in said county of Chattooga, as provided for by the general

laws of this State, in such cases, which I am directed to return to the House of Representatives, in which it originated.

On motion of Mr. Harris, of Clarke, the following communication in writing, from His Excellency, the Governor, was taken up and read as follows—

EXECUTIVE DEPARTMENT, }  
Milledgeville, November 24, 1851. }

I herewith transmit to the General Assembly a Report of the Director of the Central Bank, showing his action under an Act of the General Assembly of the 22d February, 1850, in reference to the creditors of the Bank of Darien.

HOWELL COBB.

On motion of Mr. Harris, one hundred and fifty copies of said Report were ordered to be printed for the use of this House.

The House took up the Report of the Committee on the Bill to amend an Act for the relief of honest Debtors, passed December 19th, 1823; and on motion the same was postponed for further consideration.

The House took up the Report of the Committee on the Bill to regulate and fix the lien of judgments in Justices' Courts of this State, and agreed thereto.

The Bill was read the third time and lost.

The House took up the Report of the Committee on the Bill to compensate the Grand and Petit Jurors of the Superior and Inferior Courts of the county of Habersham, and to provide for the payment of the same, and agreed thereto;

On motion of Mr. Russell, the same was recommitted for the purpose of amendment.

On motion of Mr. Russell, the words "as well as," in the second section, were stricken out, and the words "one dollar" inserted in their stead.

On motion of Mr. Russell, the same was further amended by striking out the third section, which is as follows:

"And be it further enacted, by the the authority aforesaid, that the Tax Collector of said County shall retain out of the general State tax hereafter collected by him in said County, in each and every year, the sum of \$300, and pay the same to the County Treasurer, on or before the first Monday in November, annually, which shall likewise become a part of the Jury fund."

The Report as amended was then agreed to.

The Bill was read the third time and passed under title thereof.

The House took up the Report of the Committee on the



Bill to establish an additional election precinct in the county of Habersham, and agreed thereto.

On motion of Mr. Thurmond, the same was recommitted for the purpose of amendment.

Leave of absence was granted to Messrs. Henry, Wooldrige and Bartow for a few days, on special business.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning, which was the consideration of the Bill to establish an additional election precinct in the county of Habersham.

Mr. Trippe moved to suspend the Rules in order to introduce a Resolution.

The Order being suspended Mr. Trippe laid on the table the following Resolutions, to wit—

*Resolved*, That all Bills relating to the changing of precincts, or the establishment of new ones, be referred to a Special Committee, for the purpose of consolidation ;

*Resolved*, That the Committee on the Judiciary be instructed to enquire into the constitutionality of the Act of the last session, authorizing the Inferior Court to create and change precincts and report their opinion.

On motion of Mr. Trippe the same was taken up and agreed to.

The Committee appointed under the first Resolution, are Messrs. Trippe, Grant, Harris of Clarke, Tift, McDougald.

The House took up the Report of the Committee on the Bill to change the name of William Lumpkin Sailors to William Lumpkin Wright.

Mr. Trippe moved to suspend the Rule to offer a Resolution.

The Order being suspended, Mr. Trippe offered the following Resolution, to-wit—

*Resolved*, That all Bills changing the names of persons, and granting leave to pedlars to vend goods, &c., be referred to a Special Committee for the purpose of consolidation.

The Committee appointed under the Resolution are Messrs. Scarlett, Dawson and Fuller.

On motion of Mr. Trippe, the same was taken up and agreed to.

On motion of Mr. McDougald, the Order was suspended, and the following Bill was taken up and read the second time, and committed for a third reading—

A Bill to divorce Cynthia Fleming from Mathew L. Fleming, and restore her to all the rights and privileges of a *feme sole*.

The House took up the Report of the Committee on the Bill to limit the bringing Bills of review to three years from the date of the decree.

On motion of Mr. Thurmond, the following amendment proposed by the Judiciary Committee, was agreed to, to wit: By striking out the words, "until one year after the removal of such disability," in the latter clause of the Proviso, and insert the following words, "Who shall have three years after the removal of such disability to bring said bill of review."

The Bill was read the third time, and passed under title thereof.

The House took up the Report on the Bill to add an additional clause to the seventeenth section of the first article of the Constitution of the State of Georgia; and on motion of Mr. Tift, the same was referred to the Committee on the Judiciary.

The House took up the engrossed Bill to alter and amend the first paragraph of the seventh section of the first article of the Constitution of this State.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" this being a constitutional question, the yeas and nays were recorded; and are—yeas 107, nays 0.

Those voting in the affirmative, are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Lane,
Anderson, of Wilkes,	Langmade,
Armstrong,	Latimer, of Cobb,
Atkinson,	Latimer, of Warren,
Bailey,	Lochlin,
Barr,	Lott,
Barnett, of Henry,	Loveless,
Barlow,	Lowe,
Baugh,	McAfee,
Bellinger,	McComb,
Bivins,	McDougald,
Blackwell,	McFarland,
Bloodworth,	McLain,
Born,	Milledge,
Brinson,	Merrell,
Bulloch,	Moon,
Byrd,	Mobley,
Cameron, of Chattooga,	Morehouse,
Cameron, of Telfair.	Moreland,

Cannon,	Morel,
Carr,	Morris,
Castens,	Nasworthy,
Chastain,	Phillips,
Christie,	Pickett,
Clark, of Oglethorpe,	Pierce,
Clark, of Stewart,	Raulerson,
Cobb, of Harris,	Reeves,
Culler,	Richardson,
Daniel,	Roberts,
Dawson, of Greene,	Robinson, of Laurens,
Dawson, of Putnam,	Russell,
Deadwyler,	Scarlett,
Dorminy,	Smith, of Hancock,
Dyer,	Staten,
Edwards,	Stephens,
Erwin, of Forsyth,	Sumner,
Fall,	Thornton,
Felton,	Thurmond,
Fuller,	Tift,
Gilbert,	Tillman, of Appling,
Grant,	Tillman, of Tattnall,
Gray,	Trippe,
Hackney,	Waldhour,
Hall,	Wallace,
Harris, of Clarke,	Watts,
Harris, of McIntosh,	Williford,
Harper,	Williams,
Henly,	Wofford,
Henry,	Woodward,
Hill,	Wooldridge,
Holland,	Winn, of Gwinnett,
Hussey,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

So the Bill was passed by a constitutional majority.

The House took up the engrossed Bill to incorporate Aramatha Methodist Church, in the county of Lincoln.

Mr. Trippe moved to suspend the Rule to offer a Resolution.

The Order being suspended, Mr. Trippe offered the following Resolution, to wit—

*Resolved*, That all Bills incorporating Churches, Campgrounds, Academies, establishing Ferries and Bridges, Masonic Lodges, and Odd Fellows, be referred to a Special Committee for consolidation.

On motion of Mr. Trippe, the same was taken up and agreed to.

The Committee appointed, are Messrs. Thurmond, Harper, Holland, Milledge and Ramsey.

The House took up the Report on the Bill to authorize Alexander Dudley Hammond, of the county of Monroe, and other persons therein named, to plead and practice in the several Courts of Law and Equity in this State, on certain conditions therein named.

Mr. Fuller moved to suspend the Order to offer a Resolution.

The Order being suspended, Mr. Fuller offered the following Resolution, to wit—

*Resolved*, That all Bills authorizing persons to plead and practice Law, and for paying Jurors, be referred to a Special Committee for consolidation.

On motion of Mr. Fuller, the same was taken up and agreed to.

The Committee appointed by the Chair, are Messrs. Fuller, Clark and Thornton.

The House took up the Report on the Bill to authorize and enable James Stewart, an alien born resident, in the county of Pike, to purchase, hold, and convey Real Estate, within this State, and agreed thereto.

The Bill was read the third time, and passed under title thereof.

The House took up the Report on the Bill to repeal an Act, entitled an Act, to authorize and require the Sheriffs, Coroners, Clerks of the Superior and Inferior and Courts of Ordinary, in the several counties in this State to advertise in certain newspapers, assented to February 22nd, 1850, and agreed thereto.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Mobley and second of Mr. McDougald, the yeas and nays were required to be recorded; and are—yeas 53, nays 55.

Those voting in the affirmative, are Messrs.

Allred,	Lott,
Anderson, of Franklin,	Loveless,
Armstrong,	Lowe,
Barlow,	McAfee,
Baugh,	McDougald,
Bellinger,	McFarland,
Bivins,	Milledge,
Blackwell,	Merrell,
Bulloch,	Mobley,
Cameron, of Chattooga,	Moreland,
Cameron, of Telfair,	Nasworthy,
Christie,	Reeves,
Cobb, of Harris,	Robinson, of Laurens,

Culler,	Scarlett,
Dawson, of Greene,	Stephens,
Deadwyler,	Sumner,
Erwin, of Forsyth,	Thornton,
Fall,	Tilman, of Appling,
Fuller,	Tillman, of Tattnall,
Gilbert,	Trippe,
Hackney,	Waldhour,
Harris, of McIntosh,	Williford,
Harper,	Williams,
Knox,	Woodward,
Lane,	Wooldridge.
Langmade,	Winn, of Gwinnett.
Latimer, of Warren,	

Those voting in the negative, are Messrs.

Anderson, of Wilkes,	Holland,
Atkinson,	Hussey,
Bailey,	Irvin, of Wilkes,
Barr,	Latimer, of Cobb,
Barnett, of Butts,	Lochlin,
Barnett, of Henry,	McComb,
Bloodworth,	McLain,
Born,	Moon,
Brinson,	Morehouse,
Byrd,	Morel,
Cannon,	Morris,
Carr,	Phillips,
Castens,	Pickett,
Chastain,	Pierce,
Clark, of Oglethorpe,	Powell,
Clark, of Stewart,	Raulerson,
Daniel,	Richardson,
Dawson, of Putnam,	Roberts,
Dorminy,	Russell,
Dyer,	Smith, of Hancock,
Edwards,	Staten,
Felton,	Thurmond,
Gray,	Tift,
Hall,	Wallace,
Harris, of Clarke,	Watts,
Henly,	Wofford,
Henry,	Wynn, of Oglethorpe.
Hill,	

So the Bill was lost.

The House then adjourned until to-morrow morning,  
half past 9 o'clock.

TUESDAY, Nov. 25, 1851.

The House met pursuant to adjournment.

Mr. Clark, of Stewart, moved to reconsider so much of the Journal of yesterday, as relates to the action of the House on the Bill to repeal an Act, entitled an Act, to authorize and require the Sheriffs, Coroners, Clerks, of the Superior and Inferior and Courts of Ordinary in the several counties in this State, to advertize in certain newspapers, assented to February 22nd, 1850;

Whereupon, on the call of Mr. Cannon, and the second of Mr. Wofford, the yeas and nays were required to be recorded; and are—yeas 52, nays 58.

Those voting in the affirmative are Messrs.

Allred,	Hill,
Anderson, of Franklin,	Knox,
Armstrong,	Lane,
Barlow,	Langmade,
Baugh,	McAfee,
Bellinger,	McFarland,
Bivins,	Milledge,
Blackwell,	Merrell,
Bulloch,	Mobley,
Chastain,	Moreland,
Christie,	Morel,
Clark, of Oglethorpe,	Nasworthy,
Clark, of Stewart,	Powell,
Cobb, of Harris,	Reeves,
Daniel,	Robinson, of Laurens,
Dawson, of Greene,	Staten,
Erwin, of Forsyth,	Thornton,
Fall,	Tillman, of Tattnall,
Floyd,	Trippe,
Fuller,	Waldhour,
Gilbert,	Walker,
Grant,	Wall,
Hackney,	Williford,
Harris, of Clarke,	Woodward,
Harris, of McIntosh,	Wooldridge,
Harper,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Lochlin,
Atkinson,	Lott,
Bailey,	Loveless,
Barr,	Lowe,

Barnett, of Henry,	McComb,
Bloodworth,	McDougald,
Born,	McLain,
Brinson,	Moon,
Byrd,	Morehouse,
Cameron, of Chattooga,	Patterson,
Cameron, of Telfair,	Phillips,
Cannon,	Pickett,
Carr,	Pierce,
Castens,	Price,
Dawson, of Putnam,	Ramsey,
Deadwyler,	Raulerson,
Dorminy,	Richardson,
Dyer,	Roberts,
Felton,	Russell,
Gray,	Smith, of Hancock,
Hall,	Sumner,
Henly,	Thurmond,
Henry,	Tift,
Holland,	Tillman, of Appling,
Hussey,	Wallace,
Irvin, of Wilkes,	Watts,
Jackoway,	Williams,
Latimer, of Cobb,	Wofford,
Latimer, of Warren,	Winn, of Gwinnett.

So the motion to reconsider was lost.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills—

A Bill to alter and change the county line between the counties of Clarke and Madison, so as to include the land and residence of Obadiah Thompson, of the county of Madison, in the county of Clarke;

Also, a Bill for the relief of Sarah G. Foster, of Butts county, and to grant her certain privileges;

Also, a Bill to authorize the consolidation of the Stocks of the Georgia Railroad and Banking Company, and of the Washington Railroad or Plankroad Company, incorporated the 5th of February, 1850, and for other purposes.

Leave of absence was granted to Messrs. Culler, Bloodworth, and Latimer, of Cobb, for a few days.

The House took up the Special Order of the Day, which was the Report on the Bill for the pardon of Brinkley Bishop, of the county of Bibb, for the crime of murder.

Pending reading the testimony connected therewith, the following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has adopted a Resolution, bringing on certain elections on Wednesday, the 26th instant, at 12 o'clock, M.; to which they ask the concurrence of the House of Representatives, and I am directed to bring the same forthwith to this House.

Mr. Hill moved to suspend the Special Order of the Day; the Special Order being suspended, on motion of Mr. Hill, the following Resolution of the Senate was taken up and concurred in, to wit—

*Resolved by the Senate and House of Representatives,* That both Branches of the General Assembly convene in the Representative Hall on Wednesday next, at 12 o'clock, to proceed to an election for a Judge of the Superior Court for the Macon Circuit, for the term of four years; a Judge of the Superior Court of the Blue Ridge Circuit, for the term of four years; a Judge of the Superior Court for the Coweta Circuit, for the term of four years, after the expiration of the term of service of the present incumbent; a Judge of the Superior Court of the South-Western Circuit, for the term of four years, after the expiration of the term of the present incumbent; a Solicitor-General for the Macon Circuit, and a Solicitor-General for the Blue Ridge Circuit.

On motion of Mr. McDougald, the House resumed the Special Order of the Day on the Report on the Bill for the pardon of Brinkley Bishop, of the county of Bibb, for the crime of murder, and agreed thereto.

The Bill was read the third time, and on the question "Shall this Bill now pass," on the call of Mr. Russell and the second of Mr. Clark, of Stewart, the yeas and nays were required to be recorded.

Pending the discussion, leave of absence was granted to Messrs. Harris, of Clarke, Hussey, Phillips, Winn, of Gwinnett, and Clarke, of Oglethorpe, for a few days, after the adjournment of the House to-morrow.

The House then adjourned until this evening, 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Leave of absence was granted to Mr. Morris for a few days, after the adjournment of the House to-morrow, on special business.

On motion of Mr. Bloodworth, Mr. Lane was added to the Committee on Petitions.

The House resumed the unfinished business of the morning, which was on the passage of the Bill for the



pardon of Brinkley Bishop, &c., and the yeas and nays were required to be recorded; and are—yeas 71, nays 43.

Those voting in the affirmative, are Messrs.

Allred,	Latimer, of Warren,
Anderson, of Franklin,	Lott,
Armstrong,	Loveless,
Bailey,	Lowe,
Barr,	McComb,
Barnett, of Butts,	McDougald,
Barnett, of Henry,	McFarland,
Baugh,	Milledge,
Bivins,	Merrell,
Bloodworth,	Moon,
Brinson,	Morehouse,
Bulloch,	Morel,
Byrd,	Morris,
Cameron, of Chattooga,	Nasworthy,
Cannon,	Patterson,
Castens,	Phillips,
Chastain,	Pierce,
Christie,	Raulerson,
Cobb, of Harris,	Roberts,
Daniel,	Robinson, of Macon,
Dawson, of Putnam,	Russell,
Deadwyler,	Scarlett,
Dyer,	Smith, of Hancock,
Edwards,	Staten,
Erwin, of Forsyth,	Stephens,
Fall,	Thornton,
Fuller,	Thurmond,
Gilbert,	Tift,
Grant,	Tillman, of Appling,
Hackney,	Trippe,
Holland,	Wallace,
Hussey,	Williams,
Janes,	Woodward,
Knox,	Wooldridge,
Langmade,	Winn, of Gwinnett.
Latimer, of Cobb,	

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Jackoway,
Atkinson,	Lane,
Barlow,	Lochlin,
Bellinger,	McAfee,
Blackwell,	McLain,
Born,	Mobley,

Cameron, of Telfair,	Moreland,
Carr,	Pickett,
Clark, of Oglethorpe,	Price,
Clark, of Stewart,	Reeves,
Dawson, of Greene,	Richardson,
Dorminy,	Robinson, of Laurens,
Felton,	Sumner,
Floyd,	Tilman, of Tattnall,
Gray,	Waldhour,
Hall,	Walker,
Harris, of Clarke,	Wall,
Harris, of McIntosh,	Watts,
Harper,	Williford,
Henly,	Wofford,
Hill,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

So the Bill was passed.

The following message was received from his Excellency, the Governor, by Mr. Hood, his Secretary—

MR. SPEAKER: His Excellency, the Governor, has approved and signed the following Acts, to wit—

No. 12. An Act to extend the Charter of the Bank of the State of Georgia, and the Acts amendatory thereof; and, further, to amend the same in relation to the number of Directors.

No. 128. An Act to appropriate money for repairing and furnishing the Executive Mansion, and for erecting an additional building within the enclosure of the same, for servants; which he has caused to be deposited in the office of the Secretary of State.

The House then adjourned until to-morrow morning, half-past 9 o'clock.

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WEDNESDAY, Nov. 26, 1851.

The House met pursuant to adjournment.

Mr. Scarlett moved to take up Bills of the House for a third reading; which motion was lost.

On motion of Mr. McDougald, the House took up the Report on the Bill for the pardon of James Johnson, of the county of Baldwin, under the sentence of death for the crime of murder, and agreed thereto; the Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Scarlett and the second of Mr. Milledge, the yeas and nays were required to be recorded; and are—yeas 114, nays 9.

Those voting in the affirmative, are Messrs.

Allred,  
Anderson, of Wilkes,  
Armstrong,  
Bailey,  
Barr,  
Barnett, of Butts,  
Barnett, of Henry,  
Baugh,  
Bellinger,  
Bivins,  
Blackwell,  
Bloodworth,  
Born,  
Brinson,  
Bulloch,  
Byrd,  
Cameron, of Chattooga,  
Cameron, of Telfair,  
Cannon,  
Castens,  
Chastain,  
Christie,  
Clark, of Oglethorpe,  
Clark, of Stewart,  
Cobb, of Harris,  
Daniel,  
Dawson, of Greene,  
Dawson, of Putnam,  
Deadwyler,  
Dyer,  
Edwards,  
Erwin, of Forsyth,  
Fall,  
Felton,  
Fowler,  
Fuller,  
Gilbert,  
Grant,  
Gray,  
Hackney,  
Hall,  
Harris, of Clarke,  
Harris, of McIntosh,  
Harper,  
Hendrick,  
Hill,  
Holland,  
Hussey,

Lane,  
Langmade, •  
Latimer, of Cobb,  
Latimer, of Warren,  
Lochlin,  
Lott,  
Loveless,  
Lowe,  
McComb,  
McDougald,  
McFarland,  
Milledge,  
Merrell,  
Moon,  
Mobley,  
Morehouse,  
Moreland,  
Morel,  
Morris,  
Nasworthy,  
Patterson,  
Phillips,  
Pickett,  
Pierce,  
Price,  
Ramsey,  
Raulerson,  
Reeves,  
Roberts,  
Robinson, of Laurens,  
Robinson, of Macon,  
Russell,  
Scarlett,  
Shewmake,  
Smith, of Hancock,  
Staten,  
Stephens,  
Sumner,  
Thornton,  
Thurmond,  
Tift,  
Tillman, of Appling,  
Tillman, of Tattnall,  
Waldhour,  
Walker,  
Wallace,  
Watts,  
Williford,

Irvin, of Wilkes,	Williams,
Jackoway,	Woodward,
Janes,	Wooldridge,
Knox,	Winn, of Gwinnett.

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Henly,
Barlow,	McAfee,
Carr,	McLain,
Dorminy,	Richardson.
Floyd,	

So the Bill was passed.

On motion of Mr. McDougald, the House took up the Report on the Bill for the pardon of Garland D. Cornett, of the county of Morgan, for the crime of murder.

Pending the discussion thereon, the hour for the Special Order of the Day having arrived—

On motion of Mr. Scarlett, the Clerk was directed to inform the Senate that the House of Representatives are now ready to receive them in the Representative chamber to proceed to the elections set apart for the day.

Leave of absence was granted to Messrs. Bivins, Williams, Edwards, and Barnett, of Henry, for a few days, on special business.

The Clerk having performed the duty required of him, the President and members of the Senate attended and proceeded to the election of a Judge of the Superior Courts for the Macon Circuit, for the term of four years; and the ballots having been received and examined, it appeared that A. P. Powers was duly elected.

They then proceeded to the election of a Judge for the Superior Courts of the Blue Ridge Circuit, for the term of four years; and the ballots having been received and examined, it appeared that David Irwin was duly elected.

They then proceeded to the election of a Judge of the Superior Courts of the Coweta Circuit, for the term of four years next, after the expiration of the term of the present incumbent; and the ballots having been received and examined, it appeared that the Honorable Edward Y. Hill was duly elected.

They then proceed to the election of a Judge of the Superior Courts of the South-Western Circuit, for the term of four years next, after the expiration of the term of the present incumbent; and the ballots having been received and examined, it appeared that the Honorable William Taylor was duly elected.

The Senate then repaired to their chamber.

Leave of absence was granted to Messrs. Born, and Dawson, of Greene, for a few days, on special business.

The House then adjourned until three o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

On motion of Mr. McComb, the Clerk was directed to carry the Bill for the pardon of James Johnson, of the county of Baldwin, for the crime of murder, forthwith, to the Senate.

Mr. Atkinson moved to suspend the order to offer a Resolution.

The order being suspended, Mr. Atkinson laid on the table the following Resolution, to wit—

*Resolved*, That his Excellency, the Governor, be, and he is, hereby, respectfully requested to pardon the two females, Jane Young and Sarah Manning, now confined within the Penitentiary.

Leave of absence was granted to Mr. Dawson, of Putnam, for a few days, on special business.

On motion, of Mr. Chastain, the Clerk was directed to inform the Senate that the House of Representatives are now ready to receive them in the Representative chamber, to proceed with the unfinished business of the Joint Session; which duty being performed, the President and members of the Senate attended, and the General Assembly proceeded to the election of a Solicitor-General for the Macon Circuit, for the term of four years; and the ballots being received and examined, it appeared that William K. DeGraffenried was duly elected.

They then proceed to the election of a Solicitor-General for the Blue Ridge Circuit, for the term of four years; and the ballots being received and examined, it appeared that E. D. Chisolm was duly elected.

The Senate then repaired to their chamber.

Mr. Milledge moved to suspend the order to offer Resolutions.

The order being suspended, Mr. Milledge laid on the table a Preamble and Resolutions in reference to the action of the General Government relative to Kossuth, and tendering through our Senators and Representatives in Congress, our invitation to Smith O'Brien and his Irish Compatriots in misfortune and exile, to a home in the bosom of our free, prosperous, and happy county.

Mr. Hill moved to take up the Resolutions; the motion was lost.

The House then resumed the unfinished business of the

morning; which was on the Report on the Bill for the pardon of Garland D. Cornett, of the county of Morgan, for the crime of murder, and agreed thereto.

The Bill was read the third time; and pending the discussion thereon, the following message was received from his Excellency, the Governor, by Mr. Steele, his Secretary—

MR. SPEAKER: I am directed by the Governor, to deliver to the House of Representative a communication in writing.

On motion of Mr. McDougald, the order was suspended, and the following communication in writing from his Excellency, the Governor, was read, to wit—

EXECUTIVE DEPARTMENT, }  
Milledgeville, November 25, 1851. }

I herewith transmit to the General Assembly, a copy of a communication from Mr. Mitchell, Chief Engineer of the State Road, to which I would respectfully call your early attention.  
HOWELL COBB.

On motion of Mr. McDougald, the Order was further suspended, and the following Bill was taken up and read the second time and committed for a third reading—

A Bill to ratify the contracts for the purchase of iron for the Western and Atlantic Railroad, made by the Governor and Chief Engineer, and provide means for the payment of the same.

On motion of Mr. Scarlett, the same was made the Special Order of the Day for Friday next.

On motion of Mr. Floyd, the following Bill was taken up and read the second time, and committed for a third reading.

A Bill supplemental to an Act, passed 28th December, 1843, making it the duty of the Governor, whenever the public interest shall require it, to cause the assets of the Central Bank to be deposited in the Treasury of the State.

The House then adjourned until half-past 9 o'clock, Friday morning.

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FRIDAY, Nov. 28, 1851.

The House met pursuant to adjournment.

Mr. Cameron moved to suspend the Order of the Day, to take up a certain Bill for a second reading; which motion was lost.

Mr. Scarlett moved to suspend the Order of the Day,

to take up certain Bills for a second reading, in order to refer them to the Committee for consolidation ; which motion was lost.

On motion of Mr. Floyd, the Order was further suspended, and the House took up the Bill for the pardon of Garland D. Cornett, &c.

On motion of Mr. Floyd, the same was made the Special Order of the Day for Tuesday next.

The call of the counties being the Order of the Day, Mr. Tift introduced a Bill to amend an Act, entitled an Act, to authorize the Savannah and Albany Railroad Company to make and use a Plankroad and Branches in connection with their Railroad and Branches, or in lieu thereof, approved February 21st, 1850, so as to authorize said Company to make and use Macadamized, Graded or Plankroads, in connection with, or in lieu of their said Railroad and Branches, and to apply certain provisions of an Act, to authorize the incorporation of Joint Stock Companies for the construction of Macadamized, Graded, or Plankroads, approved February 23rd, 1850, and to authorize the State to assist in the construction of said work on said conditions ; which was read the first time.

Mr. Morehouse presented a Petition from R. Bassett, of the county of Bibb, asking the State to refund the twenty per cent. assessed against him as Tax Collector of Bibb county, in 1849 ; which was referred without being read, to the Committee on Petitions.

Mr. Shewmake introduced a Bill, accompanied by a memorial, to incorporate Hopeful Baptist Church, in the 65th District of Burke county ; which was read the first time.

Mr. Patterson, from the Select Committee, to whom was referred the Bill to regulate the taxes on pine lands in the county of Camden, begs leave to report, that they have had the same under consideration, and report favorable, and request the passage of the same.

Mr. Price introduced a Bill to incorporate the Rome Branch Magnetic Telegraph Company ; which was read the first time.

Mr. Anderson introduced a Bill to authorize John W. Verner and William Strange, decrepid and infirm men, citizens of the county of Franklin, to vend and peddle on all goods, wares and merchandize, throughout all the counties of the Sixth Congressional District, without paying a fee or license for the same.

Also, a Bill to lay out and organize a new county from the counties of Habersham, Hall, Jackson and Franklin ; which were severally read the first time.

Mr. Loveless introduced a Bill to establish election precincts at the places of holding Justice's Courts in the several

districts in the county of Gwinnett; which was read the first time.

Mr. Baugh introduced a Bill for the relief of William White, and others, of Jackson county; which was read the first time, and referred to the Committee on Petitions.

Mr. Smith, of Hancock, introduced a Bill to compensate the owners of slaves executed for capital offences; which was read the first time.

Mr. Mobley introduced a Bill to regulate practice in Courts of Law and Equity, and to define the powers of the same; which was read the first time.

Mr. Thurmond presented a Petition from John J. Flournoy, of Jackson county, praying the repeal of the Act of 22nd December, 1840, declaring deaf and dumb persons idiots in law, so far as to authorize the appointment of Guardians for the same;

Also, the establishment of the right of polygamy;

Which was referred to the Committee on Petitions, without being read.

Mr. Thurmond introduced a Bill to authorize husbands to collect, sue for, and recover all the property, real and personal, of their deceased wives, without administering on their estates; and also, to prescribe their liabilities for the debts and contracts of their deceased wives, in certain cases;

Also, a Bill for the relief of John M. Wilhite, of the county of Jackson;

Which was read the first time, and referred to a Select Committee, consisting of Messrs. Harris, of Clarke, Baugh and Thurmond.

Mr. Russell introduced a Bill to prescribe the mode of compensating the Jurors of Superior and Inferior Courts of the counties of Lumpkin and Habersham; which was read the first time.

Mr. Floyd moved to refer the Report of the Director of the Central Bank of Georgia, in reference to the claims of the Bank of Darien, to the Committee on Finance; which motion prevailed.

Mr. Floyd presented a memorial from Iverson L. Harris, Attorney at Law, of some of the creditors of the Penitentiary; which was referred without being read, to the Committee on the Penitentiary.

Mr. Bailey introduced a Bill, supplemental to an Act, to incorporate the Cherokee Insurance and Banking Company; which was read the first time.

Mr. McDougald, from the Special Committee, to whom was referred the memorial of Powers and Johnson, reported a Bill for the relief of Powers and Johnson, and to appropriate a sum of money to pay them for professional



services rendered the State by them, and for other purposes ;

Also, a Bill to repeal an Act, entitled an Act, to abolish, change, and establish new election precincts in the counties hereinafter named, and to confer certain powers upon the Inferior Courts, and to authorize three freeholders to manage and superintend elections in certain cases ;

Also, a Bill for the relief and benefit of Jemima Greene, of the county of Irwin ;

Which were severally read the first time.

Mr. Bloodworth presented a Petition from sundry citizens of Pike county, in reference to Pedlars ; which was referred to the Committee on the Judiciary.

Mr. Bloodworth, also, from the Committee on Petitions, to whom was referred a communication from E. S. Campbell, Esq., of Richmond county, Georgia, asking the Legislature of Georgia to pass an Act for the relief of two females, free persons of color, viz : Elizabeth and Sarah Scott, who was brought into this State by their father about six years since, while they were minors ; have had the same under consideration, and ask leave to submit the following Report, viz :

That in view of the fact, that they were brought into this State while minors, and of course, are not guilty of any intention of violating any Statute of Georgia ; as, also, the fact, that they are not allowed to return to South Carolina, (the State from which they came,) we do not feel prepared to report unfavorable ; nor do we feel at liberty to report favorable, from the fact, that all good citizens must be aware of the evil influence that free persons of color generally exercise over our slave population : Hence, your Committee beg leave to be discharged from the further consideration of the subject, without recommending any definite course to be pursued by the Legislature upon this particular case.

THOMAS S. M. BLOODWORTH, Chairman.

November 25, 1851.

Mr. Bloodworth, also, from the Committee on Petitions, to whom was referred three memorials from LaGrange, Georgia, in relation to suppressing the sale of spirituous liquors within three miles of the same, in quantities less than one gallon, except by Physicians or Apothecaries for medicinal purposes ; have maturely considered the same, and ask leave to submit the following Report, viz :

That however anxious we might be to grant the prayers of the Memorialist, and promote the cause of Temperance and Education, we cannot, for a moment, suppose it to be our duty to recommend such legislation as is desired. We

are, also, fully satisfied, that the cause of Temperance will be far better subserved by positively refusing any legislation in its behalf. We are, also, free to admit, that tipling shops exert a baneful influence upon the morals and prosperity of any section where they may exist; but we cannot recommend the passage of any Act, that would strike at the rights of any individual, which the existing laws of our country protect. We, therefore, earnestly ask to be relieved from the further consideration of the subject.

THOMAS S. M. BLOODWORTH, Chairman.

November 27, 1851.

Mr. Clark, of Stewart, introduced a Bill to provide for the payment of the creditors of the Bank of Darien, and for other purposes therein mentioned; which was read the first time.

Mr. Stephens, introduced a Bill to provide for the repairs of the State Road, and to incorporate the Western and Atlantic Railroad Company; which was read the first time and referred to the Committee on Internal Improvements.

Also, A Bill to change the boundary line between the Counties of Greene and Taliaferro.

Also, A Bill to authorize George L. Bird of the County of Taliaferro, to practice Physic on the Homeopathic system, and to charge and collect compensation for his services.

Which were severally read the first time.

Mr. Tillman, of Tattnall, introduced a Bill to appoint Commissioners for certain purposes therein specified, and to authorize the Tax Collector of Tattnall County, to pay over to said Commissioners, one half of the State Tax collected for the political year 1852; which was read the first time.

Mr. Hill introduced a Bill to liberate and set free, a negro man by the name of Ransom, the property of the State, and for other purposes therein named.

Also, A Bill, to relieve Adaline E. Waller formerly Adaline E. Flowers, from all disabilities, by reason of her marriage with Joseph T. Waller, and to change the name of the said Adaline E. Waller to her maiden name Adaline E. Flowers.

Which were severally read the first time.

Mr. Chastain presented a Petition from sundry citizens of Union County, praying a sum of money to build a Road; which was referred without being read, to a Select Committee, consisting of Messrs. Chastain, Wofford, Pierce.

Mr. Lochlin introduced a Bill to authorize the Justices of the Inferior Court of Walton County, to pay Thomas G. Wood, a sum of money out of the Poor School Fund; which was read the first time.

Mr. Bellinger introduced a Bill, to alter the time of holding the Inferior Court for the County of DeKalb; which was read the first time.

Mr. Jackoway introduced a Bill, to appropriate and allow Dade County, the amount of money for the years 1848, 1849 and 1850, which said County would have been entitled to, as her share of the Poor School Funds, &c.; which was read the first time.

Mr. Thurmond offered the following Resolution, to wit—

*Resolved*, That the Committee on the Judiciary be instructed to examine the Act entitled “an Act to prevent Felons transported from other States, coming into or remaining in this,” approved February 10th, 1787, and report to this House, whether said Act does not forbid Felons for political offences from Foreign States from coming or residing in this State, and if so, to report a Bill to repeal said Act so far as said Felons are concerned;

On motion of Mr. Thurmond, the Order was suspended and the same was taken up and agreed to.

The House went into Committee of the Whole, Mr. Scarlett in the Chair, on the Bill to ratify the Contract for the purchase of Iron for the Western and Atlantic Railroad, made by the Governor and Chief Engineer, and to provide means for the payment of the same, and having spent some time therein, on motion of Mr. Floyd, the Committee arose and reported the Bill back to the House with an amendment.

On motion, the House agreed to the following amendment, as reported by the Committee, to wit—

After the words “at such place and places” in the 3d Section, add the words “within the United States.”

The Report of the Committee was then agreed to.

The Bill was read the third time and passed under title thereof.

Mr. Gardner, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit—

An Act for the pardon of Brinkley Bishop, of the county of Bibb, for the crime of murder;

Also, an Act for the pardon of James Johnson, of the county of Baldwin, for the crime of murder.

On motion of Mr. Wofford, the following Bills were taken up and read the second time, and committed for a third reading:

A Bill to relieve and indemnify Seaborn Jones, &c.;

A Bill to change the name of George Washington Lester, which was referred to the Committee appointed for consolidation.

Mr. Trippe moved to suspend the Order, to introduce a

Resolution, the Order being suspended, Mr. Trippe offered a Resolution, to wit—

*Resolved*, That all Bills which are directed by previous Resolutions, to be referred to special Committees for the purpose of Consolidation, shall be referred to said Committees respectively, on their first reading.

On motion of Mr. Trippe, the Rules were suspended, and the same was taken up and agreed to.

The Order being again resumed, the following Bills were severally read the second time, and committed for a third reading—

A Bill to alter and amend the several divorce laws of this State, giving both parties, in all cases of total divorces, the right thereafter to contract matrimony ;

A Bill for the benefit of Dade county ;

A Bill to amend an Act entitled “an Act to authorize the Governor to appoint fit and proper persons to dispose of the undrawn lots, &c.

On motion of Mr. Wofford, the House took up the Report on local Bills for a third reading.

The House took up the Report on the Bill to secure the Rock Island Factory certain privileges, and for other purposes therein named, and agreed thereto ;

The Bill was read the third time, and passed under title thereof.

The House took up the Report on the Bill to incorporate a Volunteer Corps of Infantry, in the city of Augusta, and to grant unto it certain privileges, and agreed thereto ;

The Bill was read the third time, and passed under title thereof.

On motion of Mr. Harper, the House took up the amendments of the Senate to the Bill of the House, incorporating the Southern Female College, located in the town of Covington, Newton county, and to authorize the Trustees of the Female Seminary of the said county to convey, by deed, the lot of land in the town of Covington, whereon the Female Academy now stands, to the Trustees of the said College; proposing to incorporate the Chambers Female College, located at Scottsborough ;

Also, the Baptist Church of Christ, at Macon, and to appoint Trustees for the same ;

Also, to amend an Act entitled an Act to incorporate Madison Collegiate Institute, assented to 17th January, 1850, and agreed thereto.

The House took up the Report on the Bill to prevent the killing of Deer in the county of Carroll, during certain periods of the year, and agreed thereto.

The Bill was read the third time, and on the question, “ Shall this Bill now pass ? ” on the call of Mr. Shewmake,

and the second of Mr. McFarland, the yeas and nays were required to be recorded ; and are—yeas 72, nays 20.

Those who voted in the affirmative, are Messrs.

Allred,	Lane,
Anderson, of Wilkes,	Langmade,
Armstrong,	Lott,
Bailey,	Loveless,
Bivins,	Lowe,
Blackwell,	McDougald,
Bloodworth,	Milledge,
Brinson,	Merrell,
Cameron, of Chattooga,	Moreland,
Cameron, of Telfair,	Morel,
Cannon,	Patterson,
Castens,	Pickett,
Cobb, of Harris,	Pierce,
Daniel,	Ramsey,
Deadwyler,	Reeves,
Dorminy,	Richardson,
Dyer,	Roberts,
Erwin, of Forsyth,	Robinson, of Macon,
Fall,	Russell,
Felton,	Scarlett,
Floyd,	Smith, of Hancock,
Fuller,	Staten,
Gilbert,	Stephens,
Grant,	Sunner,
Gray,	Thornton,
Hackney,	Thurmond,
Hall,	Tift,
Harper,	Tillman, of Appling,
Hendrick,	Tillman, of Tattnall,
Henly,	Trippe,
Hill,	Waldhour,
Holland,	Watts,
Irvin, of Wilkes,	Williams, of Upson,
Jackoway,	Wofford,
Janes,	Woodward,
Knox,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Latimer, of Warren,
Barr,	Lochlin,
Baugh,	McAfee,
Bellinger,	McLain,
Bulloch,	Moon,
Byrd,	Nasworthy,

Chastain,	Raulerson,
Gardner,	Robinson, of Laurens,
Harrison,	Shewmake,
Harris, of McIntosh,	Williford.

So the Bill was passed.

The House took up the Report on the Bill to extend certain privileges to Thomas D. Prather, of the county of Harris, and to make legal and binding the acts and doings of the said Thomas D. Prather, and for other purposes therein contained, and agreed thereto;

The Bill was read the third time, and passed under title thereof.

The House took up the Report on the Bill for the relief of Elizabeth Ann Anthony, the wife of Lavoise L. Anthony, of the county of Richmond, and agreed thereto.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Cannon and second of Mr. McDougald, the yeas and nays were required to be recorded; and are—yeas 65, nays 27.

Those voting in the affirmative, are Messrs.

Armstrong,	Latimer, of Warren,
Bailey,	Lott,
Bellinger,	Loveless,
Bivins,	Lowe,
Blackwell,	McAfee,
Bloodworth,	McDougald,
Brinson,	McFarland,
Bulloch,	Milledge,
Byrd,	Moon,
Cameron, of Telfair,	Moreland,
Castens,	Morel,
Christie,	Nasworthy,
Cobb, of Harris,	Patterson,
Daniel,	Pickett,
Deadwyler,	Raulerson,
Fall,	Robinson, of Laurens,
Felton,	Russell,
Fuller,	Scarlett,
Gardner,	Shewmake,
Hackney,	Smith, of Hancock,
Harrison,	Staten,
Harris, of McIntosh,	Thornton,
Harper,	Thurmond,
Hendrick,	Tilman, of Appling,
Henly,	Tillman, of Tattnall,
Hill,	Trippe,

Holland,	Waldhour,
Irvin, of Wilkes,	Watts,
Jackoway,	Williams,
Janes,	Wofford,
Knox,	Woodward,
Lane,	Wynn, of Oglethorpe.
Langmade,	

Those voting in the negative, are Messrs.

Allred,	Hall,
Anderson, of Franklin,	Lochlin,
Anderson, of Wilkes,	McLain,
Barr,	Merrell,
Baugh,	Pierce,
Cameron, of Chattooga,	Reeves,
Cannon,	Richardson,
Carr,	Roberts,
Chastain,	Robinson, of Macon,
Dorminy,	Stephens,
Dyer,	Sumner,
Gilbert,	Tift,
Grant,	Williford.
Gray,	

So the Bill was passed.

The House took up the Report on the Bill to alter and change the time of holding the Superior Courts of the county of Marion, &c., and agreed thereto ;

The Bill was read the third time, and passed under title thereof.

On motion of Mr. Russell, a Bill to prescribe the mode of compensating the Jurors of Superior and Inferior Courts of the counties of Lumpkin and Habersham, was referred to a Select Committee, consisting of Messrs. Russell, Pierce and Barr.

The House took up the Report on the Bill of the Senate to compensate the Petit Jurors of the county of Harris, and agreed thereto ;

The Bill was read the third time and passed under title thereof.

The House took up the Report on the Bill of the Senate to grant and secure to Charles D. Stuart and others, the right to erect, keep up and maintain a dam across a portion of the Chattahoochee River, and agreed thereto.

The Bill was read the third time and passed under title thereof.

The House took up the Report on the Bill of the Senate to authorize and require the Justices of the Inferior Court

of the county of DeKalb, to pay Jonathan N. Hadden, out of the Poor School Fund of said county for the year 1851 or 1852, the amount he was entitled to receive for teaching poor children, in the years 1846 and 1849.

Mr. Bellinger moved to amend the same by the addition of the following section, to wit—

SEC. 2. *And be it further enacted*, That Sophia A. Clark be paid out of the Poor School Fund of 1851 or 1852, of the county of DeKalb, the same proportion on her account for teaching poor children in the year 1847 and 1848, as is hereby authorized to be paid Jonathan N. Hadden, in the first section of this Act;

Which was agreed to.

Mr. Bellinger moved to amend the caption of said Bill by inserting after the words "Jonathan N. Hadden," the words "Sophia A. Clark," which motion prevailed.

The Report as amended was then agreed to.

The Bill was read the third time, and passed under the following title—

"A Bill to be entitled an Act to authorize and require the Justices of the Inferior Court of the county of DeKalb, to pay Jonathan N. Hadden and Sophia A. Clark, out of the Poor School Fund of said county, for the year 1851 or 1852, the amount they were entitled to receive for teaching poor children in the years 1846 and 1849."

On motion of Mr. Harper, Messrs. Milledge, Felton, Thornton and Robinson were added to the Committee on Public Education.

Mr. Milledge moved to suspend the Order to introduce a Resolution.

The Order being suspended, Mr. Milledge offered the following Resolution, to wit—

*Resolved*, That the Governor be requested to allow the Rev. George White to take from the basement room of the State House, a quantity of old newspapers, to aid him in the compilation of the history of Georgia, in which he is now engaged;

On motion of Mr. Milledge, the Rules were suspended, and the same taken up;

On motion of Mr. McDougald, the same was amended by adding, "Provided he will give a receipt for the return of the same within a reasonable time."

On motion of Mr. Milledge, the same as amended was agreed to.

Leave of absence was granted to Messrs. Robinson of Laurens, Barlow, Floyd, McAfee, Watts, Brinson, and Daniel, for a few days, on special business.

The House then adjourned until 3 o'clock, P. M.



THREE O'CLOCK, P M.

The House met pursuant to adjournment.

On motion of Mr. Knox, the Order was suspended, and he laid on the table a Resolution requiring the Governor to furnish the county of Franklin with certain books therein named.

On motion of Mr. Scarlett, the following Bills were severally read the second time, and committed for a third reading—

A Bill for the pardon of Kinchen P Boon, of the county of Greene, for the crime of murder;

A Bill to amend the several laws now in force in relation to playing and betting at cards, and for other purposes therein mentioned;

A Bill to revive and continue in force an Act entitled an Act to authorize certain Commissioners therein named to raise by lottery, the sum of ten thousand dollars, for the benefit of Fayette county;

A Bill to separate and divorce John Holleman, of Laurens county, and his wife, Mary Ellen Holleman, formerly Mary Ellen Jordan;

A Bill to amend an Act entitled an Act to exempt from levy and sale certain property therein mentioned, assented to December 11th, 1841;

A Bill to extend the right and privilege of voting for commissioned officers of the Georgia Militia, to all persons entitled to vote for the members of the General Assembly of this State;

A Bill to authorize Baxter B. Brown to practice Medicine, and charge for the same;

A Bill to alter and fix the time of holding the Superior Court in the county of Meriwether, of the Coweta Circuit, and for other purposes therein named;

A Bill to change the lines between the counties of Clinch and Ware, and the counties of Ware and Telfair;

A Bill to authorize the Court of Ordinary, of Upson county, to grant temporary letters to collect the estate of James Hightower, deceased, late of said county, and take care of the same, pending an appeal, on certain conditions;

A Bill for the relief of married women, whose husbands have deserted them;

A Bill to incorporate the Baptist Female College of South-Western Georgia, and to confer certain privileges upon the Trustees therein named;

A Bill to amend an Act passed the eighteenth day of December, 1834, entitled an Act to make permanent the public buildings in the town of Cuthbert, in Randolph county, and to incorporate the same;

A Bill to add so much of the Second District, of origi-

nally Muscogee, as is included within the county of Marion, to the county of Macon;

A Bill to lay out and organize a new county from the counties of Franklin and Elbert, and to provide for the organization of the same;

A Bill to add a part of Murray county to Gordon county;

A Bill to distribute to the Justices of the Peace in Habersham county, books belonging to the State;

A Bill to incorporate the town of Alexander, in the county of Burke.

A Bill to authorize the Justices of the Inferior Court of Chatham county, to set aside and invest a sum of money as a permanent fund for the support and maintenance of Common or Free Schools in said county, and for other purposes;

A Bill to alter and amend an Act entitled an Act to authorize the subscription by the State to the capital stock of the Milledgeville and Gordon Railroad Company, passed 6th February, 1850;

A Bill to incorporate the Savannah Volunteer Guards, of the city of Savannah;

A Bill to prevent trespasses upon land, and to make it penal for any person or persons to cut or carry off from the land of another person or persons, without authority, any wood or timber for the purpose of selling the same;

A Bill to change the line of the Western and Atlantic Rail Road, so as to run by the town of Cassville;

A Bill to change the name of the Relief Society of the Georgia Annual Conference of the Methodist Episcopal Church South, to that of the Preachers' Aid Society of the Georgia Conference;

A Bill to authorize the Justices of the Inferior Court for the county of Floyd, to levy an additional tax for county purposes;

A Bill to define the amount and mode of payment of witnesses, in all cases, so far as relates to the county of Decatur.

The following Bill was read the second time—

A Bill to lay out a new county from the counties of Baker, Lee, Irwin and Dooly, and to attach the same to a Senatorial District.

Mr. Tift offered the following Resolution, to wit—

That the Bill be referred to the members from the counties of Baker, Lee, Irwin and Dooly, being the counties from which it is proposed to make the said new county.

On motion of Mr. Tift the same was taken up.

Mr. Clarke moved to amend the same by adding "and seven others, to be selected by the Speaker."

Which motion prevailed.

The Resolution as amended was agreed to, and the Com-

mittee appointed by the Speaker, are, Messrs. Clark of Stewart, Trippe, Staten, Chastain, Richardson, Henly, Felton.

The following Bill was read the second time—

A Bill to establish rates of Dockage, Wharfage and Storage in the city of Savannah, and to repeal all laws or parts of laws militating against or conflicting with this Act;

On motion of Mr. Morehouse, the same was referred to a Select Committee consisting of Messrs. Morehouse, Atkinson, Bartow, Henry, Milledge.

The following Bills were severally read the second time, and referred to the Committee on the Judiciary—

A Bill in relation to Divorces;

A Bill to amend the laws of this State governing Executors and Administrators, and also to perfect the title of purchasers under void Wills, in certain cases;

A Bill to authorize the relator in any writ of mandamus to traverse the answer or return of any person, officer, corporation or court of this State to any writ of mandamus issued by the Superior Courts of this State;

A Bill to prevent the abatement of that class of personal actions called actions in tort;

A Bill to amend an Act entitled an Act to authorize the Guardians of Minors to receive recover and remove from the State of Georgia, property belonging to their Wards, or which they may be entitled to in cases when such Guardians and Minors both reside, without the State, and to prescribe the mode of doing the same, assented to December 25, 1837;

A Bill to change the mode of taking the census of the State of Georgia, in pursuance of the requirements of the twenty-fifth section of the first Article of the Constitution of the State;

A Bill to amend the Judiciary Act of 1799, and for the prevention of frauds, and the further protection of innocent purchasers, without notice.

The following Bill was read the second time—

A Bill to appropriate a sum of money to lay out and make a good road leading from the foot of Ramsown Mountain in the county of Gordon, to Elijay, in Gilmer county, then to the North Carolina State line, at the end of the North Carolina State Road, and to appoint Commissioners, Trustees and Surveyor, or to carry the same into effect.

On motion of Mr. Pickett, the same was referred to a Select Committee consisting of Messrs. Pickett, Chastain, Bartow, Felton, Byrd.

Leave of absence was granted to Messrs. Stephens and Hall, for a few days, on special business.

On motion of Mr. Bloodworth, Mr. Blackwell was added to the Committee on Petitions.

The House then adjourned until to-morrow morning, half-past 9 o'clock.

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SATURDAY, Nov. 29, 1851.

The House met pursuant to adjournment.

Mr. Chastain moved to suspend the Order to offer a Resolution. The Order being suspended, Mr. Chastain laid on the table, a Resolution requiring a majority of two thirds of the members present to suspend an Order or Rule of the House.

Mr. Chastain moved to suspend the Rules to take up the same, which motion was lost.

The following Message was received from the Senate by Mr. Glenn their Secretary :

MR. SPEAKER : The Senate has passed the following Bills :

A Bill to amend an Act entitled an Act to regulate the mode of partitioning Lands and Tenements in certain cases in the State of Georgia, passed 26th December, 1837 ;

Also, a Bill to change the name of Eliza Jarratt of Harris County to that of Eliza Hatchett ;

Also, a Bill to prohibit Owners, Overseers or Employers of Slaves in this State, from permitting said Slaves to do unnecessary work on the Sabbath ;

Also, a Bill to authorize Justices of the Peace in any State case, to recognise witnesses for their appearance at Court at any time, as well as at the time of trial for commitment ;

Also, a Bill to change the name of Martha R. Harvey to Martha R. Dixon ;

Also, a Bill to point out and define the mode of service of writs of Scire Facias ;

Also, a Bill to compensate the Owners of unenclosed ground, through which any of the Inferior Courts of this State may grant new Roads ;

Also, a Bill to authorise the Court of Ordinary of Upson County, to grant Letters of Administration of the undivided estate of Allen McWalker deceased, late of Upson County, and on certain conditions ;

Also, a Bill to change the names of Martha G. Nelson and Charles Y. Nelson to the names of Martha G. Caldwell and Charles Y. Caldwell.

The Senate has also passed the Bill of the House of Representatives, to authorise and enable James Stewart,

an alien born, resident in the County of Pike, to purchase hold and convey real estate within this State.

The Senate has also adopted a Resolution, requesting the Governor to allow the Rev. George White to take from the basement story of the State House the old newspapers, to aid him in the compilation of the History of Georgia, in which he is now employed ; to which they ask the concurrence of the House.

The Senate has also adopted a Resolution, authorizing the Surveyor General and Secretary of State, to employ one Clerk each, for the balance of the Session ; to which they ask the concurrence of the House of Representatives.

On motion of Mr. Dawson, of Greene, the Order was suspended, and he introduced the following Bills :

A Bill to establish an additional Election Precinct in the County of Greene, at the White Plains in said County ;

A Bill for the pardon of John D. Malone, otherwise called John D. Hall, of the County of Greene, for the crime of murder ;

A Bill for the relief of the estate of James Mapp deceased, of Greene County.

Which were severally read the first time.

On motion, the Order was suspended and Mr. Fall introduced

A Bill to authorize James Hodge Morrow, an infirm man, to peddle and vend Goods throughout the State, exempt from paying the usual license ; which was read the first time.

On motion, leave was granted Mr. Gardner, and he presented the names of eleven hundred and twenty-seven Citizens of the County of Pike, protesting against the formation of a new County from the Counties of Pike, Henry and Fayette.

The House took up the Report on the Bill to amend the Attachment Laws of this State.

The following amendment proposed by the Committee on the Judiciary was adopted, to wit—

After the words “and may be levied upon” in the eighth line from the end of the Bill—strike out the words “the joint property of such partnership” and insert “the interest of the said Defendant in the partnership property,” and at the conclusion of the Bill, add the following proviso. Provided, the said deponent shall in addition to the oath required by law in cases of Attachment, further swear, that he has reason to apprehend the loss of said debt or some part thereof, unless said Attachment shall issue. And provided further, that the suing out of such attachment, shall not effect any remedy that the attaching creditor may now have at Law or in Equity, against the

other partner or partners, joint contractor or contractors or joint promissor or promissors.

The Report of the Committee was then agreed to.

The Bill was read the third time, and pending the discussion thereon—

Mr. Meriwether moved to recommit the same to a Committee of the whole House; which motion prevailed.

Mr. Bloodworth from the Committee on Petitions, to whom was referred the memorial of Richard Bassett of the County of Bibb, asking to be refunded a certain sum of money, report, they have investigated the facts and evidence connected therewith, and beg leave to submit the following Bill:

A Bill for the relief of Richard Bassett of the County of Bibb; which was read the first time.

Mr. Bloodworth from the Committee on Petitions, to whom was referred a memorial from John J. Flournoy of the County of Jackson, praying the repeal of a Law assented to on the 22d December, 1840, in relation to making deaf and dumb persons "Idiots," so far as to appoint Guardians for them in certain cases; as also said Flournoy's memorial in relation to Polygamy:

Reports they have carefully considered the same and beg leave to make the following Report, viz—

That in reference to the law complained of, we find the following proviso, *i. e.* "Provided it shall be made satisfactorily to appear to said Court, that such deaf and dumb person or persons are incapable of managing his or her estate, or his her or themselves." We therefore cannot recommend the repeal of the law in question, as we believe deaf and dumb persons are placed on the same footing precisely as all other Citizens of Georgia.

In relation to Polygamy, we beg leave to say, that we have treated it with that silent contempt which its merits so richly deserve.

We therefore respectfully ask to be relieved from any further action on said memorial.

On motion of Mr. McDougald, the Order was suspended, and the House took up the report on the Bill prohibiting the importation or introduction hereafter, of any negro Slave or Slaves into this State, for the purpose of hire, sale or traffic, and for other objects therein mentioned.

Mr. Hill moved to make the same the Special Order of the Day for Wednesday next;

Whereupon, on the call of Mr. McDougald and the second of Mr. Langmade, the yeas and nays were required to be recorded and are—yeas 41, nays 48.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Jackoway,
Barnett, of Butts,	Lane,
Baugh,	Merrell,
Blackwell,	Moon,
Bulloch,	Moreland,
Cameron, of Telfair,	Morel,
Castens,	Nasworthy,
Chastain,	Patterson,
Christie,	Pickett,
Clark, of Stewart,	Raulerson,
Dawson, of Greene,	Reeves,
Erwin, of Forsyth,	Richardson.
Fuller,	Smith, of Hancock,
Gardner,	Staten,
Grant,	Thurmond,
Harris, of McIntosh,	Tilman, of Appling,
Hendrick,	Tilman, of Tattnall,
Henly,	Walker,
Henry,	Watts.
Hill,	

Those who voted in the negative, are Messrs.

Allred,	Loveless,
Armstrong,	Lowe,
Bailey,	McComb,
Barr,	McDougald,
Bellinger,	McFarland,
Bloodworth,	McLain,
Byrd,	Mobley,
Cameron, of Chattooga,	Pierce,
Cannon,	Powell,
Carr,	Price,
Cobb, of Harris,	Roberts,
Deadwyler,	Robinson, of Macon,
Dorminy,	Russell,
Dyer,	Smith, of Coweta,
Fall,	Sumner,
Felton,	Thornton,
Gilmore,	Tift,
Gray,	Trippe,
Hackney,	Waldhour,
Harper,	Wall,
Janes,	Wallace,
Knox,	Williford,
Lochlin,	Wofford,
Lott,	Wynn, of Oglethorpe.

So the motio to postpone was lost.

On motion of Mr. McDougald, the Bill was then taken up by sections, and the first section being read as follows :

SECTION 1st. *Be it enacted by the Senate and House of Representatives of the State of Georgia in General Assembly met, and it is hereby enacted by the authority of the same,* That from and immediately after the passage of this Act, no action shall be brought whereby to charge the defendant, upon any promise, or agreement, or any contract for the sale or hire of any negro slave or slaves, or any interest in or concerning them. *Provided,* said negro slave or slaves being the consideration in part or in the whole, of any such promise, agreement or contract, shall have been imported or introduced into this State, from any other of these United States, at any time within        years next, immediately preceding the making of said promise, agreement or contract.

Mr. McDougald moved to amend the same, by striking out after the words "at any time" the remainder of the section and inserting the words "subsequent to the passage of this Act;" which motion prevailed.

Mr. McDougald moved to amend the Bill further, by adding the following as an additional section and to become the second section, to wit—

SEC. 2. *And be it further enacted by the authority aforesaid,* That all bonds, obligations, bills single, promissory notes and other writings, and all promises, agreements, contracts and undertakings whatsoever made, given, drawn or entered into or executed in favor of any person or persons as aforesaid, bringing or importing any negro slave or slaves into this State from any other State of these United States for the purpose of sale, hire or traffic by any person or persons whatsoever, directly or indirectly after the passage of this Act, where the whole or any part of the consideration for either of the before specified contracts shall be for a negro slave or slaves by way of bargain and sale or hire of the same, which said negro slave or slaves shall be brought or imported into this State from any other of these United States for sale or hire or traffic, shall be utterly void and of no effect in the hands of the original parties thereto, and in the hands of all persons to whom the same may in any wise be transferred and assigned, and all money or monies paid or property assigned or transferred for, or on account of any of the before described contracts, shall in every instance be recovered back by the plaintiff in an action or suit at law, for money had and received to and for the use of said plaintiff out of and from the person or persons, to whom the same has been in any wise directly or indirectly paid, transferred or assigned, which motion prevailed.



Mr. McDougald moved further to amend by the addition of the following section, to wit—

SEC. 3d. *And be it further enacted by the authority aforesaid*, That all judgments recovered upon any of the before described contracts, and all liens created, deeds of trust or mortgages made or executed for or on account of any of the aforesaid contracts, shall be deemed and held null and void, both at law and equity, and shall be set aside. And the provisions of this act shall apply as well where a slave is brought upon the borders of this State, for the purpose of sale, hire, or traffic, and sold, hired or traded to any person residing in this State, as when the slave is brought within the limits of this State before the sale, hire, or trade of such sale is made; which motion prevailed.

Mr. Meriwether moved further to amend, by the addition of the following sections, to wit—

1. That if any person or persons shall introduce into this State, after the first day of January next, any slave or slaves, except as hereinafter excepted, he shall be guilty of a misdemeanor, and on conviction, shall be punished by a fine not exceeding one thousand dollars, at the discretion of the Court.

2. *And be it further enacted*, That all persons emigrating to this State with their slaves, for the purpose of permanently settling—all persons introducing slaves for their own use, or for the use of their children—all persons passing through the State with their slaves to other States—all persons putting into any of the ports of this State by stress of weather, or accident, and shall sail therefrom immediately upon the removal of said cause—all visitors from other States who shall bring their slaves as servants with them—all persons bringing slaves with them as seamen or servants on board of vessels, and who shall not sell or hire the same while here—all persons sending slaves with produce to market, and not selling or hiring them here, shall be exempt from the operations of this act. *Provided*, however, that should any person hereby exempted, sell, bargain, traffic, exchange, hire, loan, or in any wise dispose of said slaves, except for their own use, or attempt to sell, bargain, traffic, exchange, hire, loan, or in any wise dispose of said slaves, except for their own use, within one year from the time of introducing said slave or slaves into the State, he shall incur the penalties of this act, and punished as provided in the first section.

3. *And be it further enacted*, That the offering of any slave or slaves for sale by any individual under circumstances usual with negro traders, or exhibiting them to the inspection of the public or individuals, with the view, intent or expectation of selling them or delivering them here

or beyond the limits of the State, to any person within the limits of the State, shall be presumptive evidence of the introduction of such slave or slaves, in violation of this law, and sufficient to throw the burden of proof upon the defendant or accused; and said defendant or accused may be indicted in any county of the State where he shall exhibit or be found with said slave or slaves, and no defect in any indictment shall have the effect to defeat the prosecution, but every error of every sort may be amended instantly, at any time before the jury shall retire after the charge of the court upon the cause, and said indictment may be quashed, or a *nolle prosequi* entered at any time before the publication of the verdict, and the same shall not be plead in bar of any subsequent indictment.

4. *And be it further enacted*, That if any individual shall lend, give, furnish, or provide in any way, the money with which to buy any slave or slaves, to be introduced into this State in violation of this act, or shall endorse any note, bond or other writing, or shall be the maker of any note, bond or other writing, to raise the money for the purposes aforesaid, he shall be guilty of a misdemeanor, and may be indicted in the county in which the act complained of shall be done, and upon conviction, shall be punished as provided in the first section of this act.

5. *And be it further enacted*, That if any individual introducing any slave or slaves in this State, for his own use, or for the use of his children, or for the purpose of permanently settling here, shall, within thirty days after he enters the State with such slave or slaves, file with the Clerk of the Superior Court of the County in which he shall reside, a statement under oath, containing the names, ages, sexes and complexion of each negro introduced by him, and in the event of failing to do so, such individual shall be guilty of a misdemeanor, and punished as provided in the first section of this act, The Clerk shall record said statement, and receive two dollars therefor.

6. *And be it further enacted*, That the Grand Jurors in each County shall be required to present all violations of this law which have come to their knowledge since they were drawn as jurors, and the Judges of the Superior Courts shall give this act in charge to each Grand Jury, at every term of the Court, and all laws militating against this act be, and the same are, hereby repealed.

On motion of Mr. Dawson, of Greene, one hundred and fifty copies of the amendments proposed by Messrs. McDougald and Meriwether, were ordered to be printed for the use of the House.

On motion of Mr. Dawson, of Greene, the consideration of the whole subject matter, was postponed and made the Special Order of the Day for Wednesday next.

Mr. Gardner from the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit—

An Act to incorporate the Southern Female College located in the town of Covington, Newton County, and to authorize the Trustees of the Female Seminary of the said County, to convey the Lot of Land in the town of Covington, whereon the Female Academy now stands, to the Trustees of said College, and also, to incorporate the Chalmers Female College, located at Scottsboro.

Also, to incorporate the Baptist Church of Christ at Macon, and to appoint Trustees for the same.

Also, to amend an Act entitled an Act, to incorporate Madison Collegiate Institute, assented to seventeenth day of January, A. D. 1850.

Also, an Act to authorize and enable James Stewart, an alien born, resident in the County of Pike, to purchase, hold and convey real estate within this State.

On motion of Mr. Trippe, the House took up the following Resolution of the Senate, to wit—

*Resolved by the Senate and House of Representatives,* That the Surveyor General and Secretary of State be authorized to employ one Clerk each for the remainder of the Session, or such part thereof, as may be necessary for the timely execution of the business now offering.

Mr. Trippe moved to amend the same, by adding after the words "Secretary of State" the words "and Comptroller General;" which motion prevailed.

Mr. Cannon moved to lay the Resolution as amended, on the table for the present, and that a Committee be appointed, to enquire if such Clerks are necessary; which motion prevailed, and the Committee appointed by the Chair are Messrs. Cannon, McComb and Perkins.

Mr. Harper moved to suspend the regular Order and take up Bills of a local nature, for a third reading; which motion prevailed.

The House went into Committee of the Whole, Mr. Scarlett in the Chair, on the Bill to authorize Obadiah T. Dickerson, the present County Surveyor of Rabun County, to re-survey a part of the first and second District of said County, and having spent some time therein, on motion of Mr. McDougald, the Committee rose and reported the Bill back to the House with amendments.

On motion of Mr. Scarlett, the House took up the report and the following amendments as proposed by the Committee, were adopted, to wit—

SEC. 3d. *And be it enacted by the authority of the same,* That William McKinney, Thomas Shelly and Horace W. Cannon, or any one of them, are hereby authorized to re-

ceive the above sum of money, and it shall be the duty of the aforesaid persons, or a majority of them, to pay over to the aforesaid Obadiah T. Dickerson, Surveyor, whatever sum or sums is, are or may be, due him the said Obadiah T. Dickerson for the survey aforesaid;

Also, the following, to wit—

*Provided*, That nothing in this Act shall be so construed as to authorize said Surveyor, to alter any Land lines known to exist;

Mr. Dawson, of Greene, moved to amend the Report, by the addition of the following Section, to wit—

*Be it further enacted*, If the full amount be not expended for the said survey, the same shall be returned to the Treasurer of the State, and that the said Surveyor shall deposit in the office of the Surveyor General a plat of said Survey; which motion prevailed.

The Report of the Committee as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

Leave of absence was granted to Mr. Ramsey for a few days on special business.

The House then adjourned until Monday morning, half past 9 o'clock.

## MONDAY, DEC. 1, 1851.

The House met pursuant to adjournment.

Mr. McDougald moved to reconsider so much of the Journal of Saturday as relates to the adoption of the third section of the Bill prohibiting the introduction of slaves into the State; which motion prevailed.

Mr. Chastain moved to take up the following Resolution, to wit—

*Resolved*, That the following be added to the Rules of this House, to wit: No Rule or Order of the House shall be suspended without a majority of two-thirds of the members present;

Which motion prevailed.

Mr. Chastain then moved to agree to the Resolution;

Whereupon, on the call of Mr. Mobley, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 37, nays 55.

Those voting in the affirmative, are Messrs.

Allred,	Hackney,
Anderson, of Franklin,	Harrison,
Anderson, of Wilkes,	Hendrick,
Bailey,	Henly,

Barr,	Holland,
Baugh,	Jackoway,
Bellinger,	Knox,
Blackwell,	Loveless,
Bulloch,	Lowe,
Byrd,	Moreland,
Cameron, of Chattooga,	Morel,
Chastain,	Pickett,
Dyer,	Price,
Erwin, of Forsyth,	Reeves,
Felton,	Richardson,
Gardner,	Waldhour,
Gilbert,	Wofford,
Grant,	Wynn, of Oglethorpe.
Gray,	

Those who voted in the negative, are Messrs.

Atkinson,	McDougald,
Bartow,	McFarland,
Born,	McLain,
Cannon,	Milledge,
Carr,	Merrell,
Castens,	Moon,
Christie,	Mobley,
Clark, of Stewart,	Patterson,
Cobb, of Harris,	Perkins,
Dawson, of Greene,	Pierce,
Deadwyler,	Powell,
Dorminy,	Raulerson,
Fall,	Robinson, of Macon,
Floyd,	Russell,
Fowler,	Scarlett,
Fuller,	Shewmake,
Gilmore,	Smith, of Coweta,
Harris, of Clarke,	Staten,
Harris, of McIntosh,	Sumner,
Harper,	Thornton,
Henry,	Thurmond,
Irwin, of Wilkes,	Tift,
Janes,	Tillman, of Appling,
Lane,	Tillman, of Tattnall,
Langmade,	Trippe,
Lochlin,	Wall,
Lott,	Williford,
McComb,	

So the motion to agree was lost.

The call of the counties being the Order of the Day,

Mr. Tift introduced a Bill to authorize the Superior Court of Baker county to be held such time as may be necessary to do the business and to regulate the service of Jurors in said county;

Also, a Bill to incorporate the Church of St. Paul's Parish, in Albany, Baker county, and for other purposes ;  
Which were severally read the first time.

Mr. Atkinson introduced a Bill to incorporate the Georgia Mechanical and Manufactural Institute in the city of Macon, and to confer certain privileges upon the same ;

Also, a Bill to incorporate and endow the Georgia Academy for the Blind ;

Also, a Bill to amend an Act giving the election of Marshall and Deputy of the city of Macon to the people ;  
Which were severally read the first time.

Mr. Barnett, of Butts, introduced a Bill to change the name of James Norman, and to legitimize him, and for other purposes ; which was read the first time.

Mr. Henry introduced a Bill to allow Margaret Young, late Margaret Oliver, to marry again, and for her relief ; which was read the first time.

Mr. Henry, also from the Committee on the Judiciary, to whom were referred the following entitled Bills, say they have had the same under consideration, and concur in recommending to the House the passage of the same—

A Bill to prohibit the sale of deadly weapons, and to prescribe the mode of carrying the same and to punish for a violation of the same, and to repeal an Act to guard and protect the citizens of this State against the unwarrantable and too prevalent use of deadly weapons, assented to December 25, 1837 ;

2. A Bill to amend an Act entitled an Act to authorize the Guardians of Minors to receive, recover, and remove from the State of Georgia, property belonging to their Wards, or which they may be entitled to, in cases when such Guardians and Minors both reside without the State, and to prescribe the mode of doing the same, assented to December 25, 1837 ;

3. A Bill to prevent the abatement of that class of personal actions called Actions in Tort ;

And your Committee having discharged the duty assigned them in this behalf, beg to be discharged from the further consideration of the same.

Mr. Wofford presented the Petition of Peter Mason, asking to be paid the balance due him for finishing a contract on the Western and Atlantic Railroad ;

Which, on motion of Mr. Wofford, was referred, without being read to a Select Committee, consisting of Messrs. Wofford, Bartow, Tift.

Mr. Wofford also introduced a Bill to incorporate Euharlee Church in Cass county ;

Also, a Bill to incorporate Euharleeville, in the county of Cass ;

Also, a Bill to amend an Act passed the 27th of December, 1843, providing for the Education of the Poor ;

Which were severally read the first time.

Mr. Harris, of Clarke, introduced a Bill to amend an Act to permit all the specie paying solvent Banks of this State to issue Bills of a denomination less than five dollars, assented to December 27, 1842 ;

Also, a Bill to alter and amend the seventh section of the second Article of the Constitution of the State of Georgia ;

Which were severally read the first time.

Mr. Bellinger introduced a Bill to divorce John C. McKeon and his wife Julia Ann F. McKeon, formerly Julia Ann F. Hillburn ; which was read the first time ;

Mr. Morel introduced a Bill to regulate the granting of Licenses to retail spirituous liquors in the county of Effingham ; which was read the first time.

Mr. Price introduced a Bill to incorporate Hunter Lodge, No. 134, and Coosa Lodge, No. 66, and McKey Lodge, No. 120, and for other purposes therein specified ;

Also, a Bill to change the line between the counties of Cass and Floyd, so as to add certain lots of land therein named to the county of Floyd ;

Also, a Bill to incorporate the village of Cave Spring, in Floyd county, and appoint Commissioners for the same ;

Also, a Bill to amend and alter an Act incorporating the city of Rome, passed December 9th, 1847 ;

Which were severally read the first time.

Mr. Irwin, of Forsyth, introduced a Bill to change the line between the counties of Forsyth and Cherokee ;

Also, a Bill to change the name of William Alfred Lowe to that of William Alfred Owen, and to make him a lawful heir of John H. Owen ;

Which were severally read the first time.

Mr. Pickett introduced a Bill to move an election precinct and Justices' Court in Gilmer county ;

Also, a Bill to divorce David Copeland and Martha Copeland, his wife ;

Which were severally read the first time.

Mr. Byrd introduced a Bill to incorporate the town of Calhoun, in the county of Gordon ; which was read the first time.

Mr. Dawson, of Greene, presented the exemplification of the testimony in the case of the State vs. John D. Malone, alias John D. Hall, and the confession of Hamilton Malone, alias Hamilton Hall ;

On motion of Mr. Dawson, one hundred and fifty copies of the same were ordered to be printed for the use of the House.

Mr. Armstrong introduced a Bill to remove an election precinct now held at Porter's Store, in Penfield, Greene county, to the Storehouse of William Morgan, the place of holding Justices' Court, in Penfield, in said county; which was read the first time.

Mr. Barr introduced a Bill to incorporate the Clarks-ville and Tugaloo Rail or Plank Road; which was read the first time.

Mr. Baugh introduced a Bill to allow Nathaniel Smith, of Hall county, to ask and receive tolls for the use of his Bridge across the Chattahooche River, in said county; which was read the first time.

Mr. Moreland introduced a Bill to authorize William F. Crockett, an invalid and infirm man, a citizen of the county of Heard, to vend and peddle on all goods, wares and merchandize, throughout all the counties of the Fourth Congressional District, without paying a fee or license for the same; which was read the first time.

Mr. Lane introduced a Bill for the relief of William C. Dunn, Tax Collector of Jasper county; which was read the first time.

Mr. Henly introduced a Bill for the relief of Reuben S. Willingham, Tax Collector of Lincoln county; which was read the first time.

Mr. Russel, from the Select Committee, to whom was referred the Bill prescribing the mode of compensating Jurors of the Superior and Inferior Courts of Lumpkin and Habersham counties, begs leave to Report that they have had the same under consideration and Report favorably to the passage of said Bill, with the following amendment—

That the county of Murray be added to the caption and body of said Bill, and beg leave to be discharged from the further consideration of the same.

Mr. Robinson, of Macon, introduced a Bill to amend the fifteenth section of the ninth division of the Penal Code, as to service of summons, before persons guilty of forcible entry and detainer in certain cases; which was read the first time.

Mr. Floyd, from the Committee on Finance reported the following Bill to wit—

A Bill to appropriate money for the support of the Government for the political years 1852 and 1853; which was read the first time.

Mr. Bailey introduced a Bill for the relief of William P. Hackney, of the county of Murray; which was read the first time.



Mr. McDougald introduced a Bill to prolong and extend the Charter of the Bank of St. Mary's, and for other purposes therein named ;

Also, a Bill to authorize and require the Governor of this State to lease, rent, or farm out the Western and Atlantic Railroad, the depots thereon, and all the other appurtenances thereto belonging, prescribing the mode of doing the same, and authorizing the Governor to appoint and select suitable agents to attend to the same, and to provide for their compensation, and for other purposes therein named ;

Which were severally read the first time.

Mr. Janes introduced a Bill to authorize Elijah J. Dupree, of the county of Paulding, a minor, to transact his own business, in the same manner and subject to the same responsibilities as though he was of full age, and to exonerate from henceforth Thomas W Dupree and his securities from all liabilities on his bond as Guardian for said Elijah J. Dupree ; which was read the first time.

Mr. Cannon introduced a Bill to prevent persons from Pickens and Anderson District, South Carolina, and other distempered parts from driving any horned stock of the cow kind, into the county of Rabun, during certain periods of the year, and for other purposes therein named ;

Also, a Bill to alter and change the name of William Decatur McDowell to that of William Decatur Page, and to make him a legal heir ;

Which were severally read the first time.

Mr. Perkins introduced a Bill to incorporate Planters' Academy in Randolph county, and to appoint Trustees for the same ;

Also, a Bill to change and alter the line between the counties of Baker and Randolph, so as to include lot of land No. 10, in 3d of Baker, in Randolph county ;

Which were severally read the first time.

Mr. Carr introduced a Bill for the relief of certain persons therein named ; which was read the first time.

Mr. Clark, of Stewart, introduced a Bill in relation to the issuing of change bills, and private banking, to punish for a violation of the same, and for other purposes ; which was read the first time.

Mr. Tillman of Tattnall, from the Select Committee to whom was referred the Petition of sundry citizens of the counties of Bryan, Liberty, Tattnall and Bulloch, reports, they have had the same under consideration, and have directed him to report a Bill in answer to the prayer of said Petitioners, and ask of the House a favorable consideration of the same, which is as follows—

A Bill to appoint Commissioners, authorizing them to obstruct a portion of the channel of Canoochee River, at

or near Nancy James' Bluff, in Bryan county, for the purpose of preventing the escape or loss of rafts of timber carried down said River, for market, and to make it penal for any person or persons to break down or destroy such obstructions; which was read the first time.

Mr. Langmade introduced a Bill for the relief of the Receiver of Tax Returns of the county of Washington; which was read the first time.

Mr. McFarland presented a Petition of John W Carr, administrator of Joseph Carr, of Walker county, praying the payment of interest on an award made in favor of his intestate for right of way through his land, award made in 1841, and principal not paid until 1850;

Which, on motion of Mr. McFarland, was referred, without being read to the Committee on Internal Improvements.

Mr. Irvin, of Wilkes, presented a petition to have certain money refunded, paid by petitioner on J. Anderson's Bond, as agent of the Bank of Darien; which on motion of Mr. Irvin, was referred to a Committee of five, consisting of Messrs. Irvin, Harris of Clarke, Trippe, Hill, and Dawson.

Mr. McFarland introduced a Bill, to incorporate the Stevens' Spring Academy and appoint Trustees for the same; which was read the first time.

Mr. McDougald introduced a Bill, to authorize Washington F. Lary, now a resident of the county of Muscogee, to plead and practice Law in the several Courts of Law and Equity in this State, on certain conditions therein named; which was read the first time.

Mr. Henry from the Committee on the Judiciary, to whom have been referred the following Bills, say, that they have had the same under their consideration, and concur in reporting against the passage of the same and each of them by the House:

1st. A Bill in relation to Divorces, because it is *unconstitutional*

2d. A Bill to add an additional clause to the seventeenth section of the first article of the Constitution of the State of Georgia.

3d. A Bill to amend the Judiciary Act of 1799, and for the prevention of frauds, and the further protection of innocent purchasers without notice;

And your Committee having discharged the duty imposed on them in this behalf, beg leave to be discharged from the further consideration of said Bills.

The House took up the Report on the Bill, to confer certain privileges upon John Everett of Thomas county, and to make lawful his acts and give him authority to transact business, as though he were of full age; which on motion

of Mr. McDougald, was postponed for further consideration.

The House took up the Report on the Bill, to provide for the election of Judges of the Superior Courts of this State by the People; on motion, the same was postponed for further consideration.

The following message was received from the Senate, by Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills—

A Bill to authorize the several Railroad Companies of this State, to establish through rates for the transportation and conveyance of produce, merchandize and passengers, over their respective roads jointly.

Also, A Bill to extend the Charter of the Augusta Insurance and Banking Company.

Also, A Bill to dispose of personal property levied upon and claimed and for other purposes.

The Senate has also adopted the Resolution, authorizing the Rev. George White to take from the Georgia Historical Society, the manuscript volumes connected with the Colonial History of Georgia, to enable him to complete his History of Georgia.

To which they ask the concurrence of the House of Representatives.

The House took up the Engrossed Bill, to add an additional section to the first article of the Constitution; which was read the third time, and on the question "shall the Bill now pass," it being a Constitutional question; the yeas and nays were recorded, and are, yeas 12, nays 80.

Those voting in the affirmative, are Messrs.

Allred,	Langmade,
Barr,	Pickett,
Cameron, of Telfair,	Shewmake,
Erwin, of Forsyth,	Sumner,
Fowler,	Tift,
Jackoway,	Wofford,

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Janes,
Anderson, of Franklin,	Knox,
Armstrong,	Lane,
Atkinson,	Lochlin,
Bailey,	Lott,
Bartow,	Loveless,
Baugh,	Lowe,
Bellinger,	McComb,

Blackwell,	McDougald,
Born,	McFarland,
Bulloch,	McLain,
Byrd,	Milledge,
Cameron, of Chattooga,	Merrell,
Cannon,	Moon,
Carr,	Mobley,
Castens,	Moreland,
Chastain,	Morel,
Christie,	Nasworthy,
Clark, of Stewart,	Patterson,
Cobb, of Harris,	Perkins,
Dawson, of Greene,	Pierce,
Deadwyler,	Powell,
Dorminy,	Price,
Dyer,	Raulerson,
Fall,	Reeves,
Felton,	Richardson,
Fuller,	Robinson, of Macon,
Gardner,	Scarlett,
Gilbert,	Smith, of Coweta,
Gilmore,	Staten,
Grant,	Thornton,
Gray,	Thurmond,
Hackney,	Tillman, of Appling,
Harrison,	Tillman, of Tattnall,
Harris, of Clarke,	Trippe,
Harper,	Waldhour,
Hendrick,	Wall,
Henly,	Williford,
Henry,	Woodward,
Hill,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

So the Bill was lost.

Leave of absence was granted to Mr. Smith, of Hancock, for a few days.

The House then adjourned until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

The House took up the Report on the Bill for the relief of Bryant Fulford, of the county of Washington, and for other purposes therein named, and—

On motion of Mr. Dawson, of Greene, the same was postponed indefinitely.

The House took up the engrossed Bill to alter and amend the third Section of the third Article of the Constitution of the State of Georgia.

The Bill was read the third time.

Mr. Trippe moved to postpone the same for the present; which motion was lost.

The question then recurred on the passage of the Bill and on the question, "Shall this Bill now pass?" it being a constitutional question, the yeas and nays were recorded, and are—yeas 91, nays 5.

Those voting in the affirmative, are Messrs.

Allred,	Harris, of Clarke,
Anderson, of Franklin,	Knox,
Anderson, of Wilkes,	Lane,
Armstrong,	Langmade,
Atkinson,	Lochlin,
Bailey,	Loveless,
Bartow,	Lowe,
Barr,	McComb,
Barnett, or Butts,	McDougald,
Baugh,	McFarland,
Bellinger,	McLain,
Blackwell,	Milledge,
Born,	Merrell,
Bulloch,	Moon,
Byrnes,	Mobley,
Cameron, of Chattooga,	Moreland,
Cameron, of Telfair,	Morel,
Cannon,	Nasworthy,
Carr,	Patterson,
Castens,	Pickett,
Chastain,	Pierce,
Christie,	Price,
Cobb, of Harris,	Raulerson,
Deadwyler,	Reeves,
Dorminy,	Richardson,
Dyer,	Roberts,
Erwin, of Forsyth,	Robinson, of Macon,
Fall,	Russell,
Felton,	Scarlett,
Fowler,	Shewmake,
Fuller,	Smith, of Coweta,
Gardner,	Staten,
Gilbert,	Sumner,
Gilmore,	Thornton,
Grant,	Thurmond,
Gray,	Tift,
Harrison,	Tillman, of Appling,

Harper,	Tilman, of Tattnell,
Hendrick,	Trippe,
Henly,	Waldhour,
Henry,	Wall,
Hill,	Wallace,
Holland,	Wofford,
Irvin, of Wilkes,	Woodward,
Jackoway,	Winn, of Oglethorpe.
Janes,	

Those voting in the negative, are Messrs.

Clark, of Stewart,	Harris, of McIntosh,
Dawson, of Greene,	Perkins.
Floyd,	

So the Bill passed by a Constitutional majority.

Mr. Cannon from the Select Committee, moved to suspend the Order to make a Report, the Order being suspended, Mr. Cannon from the Special Committee of this House, to whom was referred the Resolution from the Senate, allowing the Secretary of State and Surveyor General, a Clerk during the remainder of the present session, with the amendment of the House of Representatives, of allowing also a Clerk to the Comptroller General, have had the same under consideration and begs leave to Report—that they are of opinion, that said Clerks ought to be allowed, and would recommend to this House, the passage of the aforesaid Resolution as amended.

Mr. McComb from the same Committee, appointed to examine into the business of the State House Officers, and requested to report upon the same, begs leave to offer the following minority Report—

After a fair and impartial investigation of the necessity of allowing the State House Officers, a Clerk, the minority believe there is no necessity urgent enough for them to apply to this body for extra pay, where the importance of the case does not demand it, and the minority hopes that the interest of the State in this matter will be looked to more, than the convenience of its public officers.

M. McCOMB, Committee.

Mr. Cannon then moved to concur in the Resolution of the Senate, as amended by the House, which is as follows, to wit—

*Resolved by the Senate and House of Representatives,*  
That the Surveyor General, Secretary of State and Comptroller General, be authorized to employ one Clerk each for the remainder of the session, or such part thereof as

may be necessary for the timely execution of the business now offering ;

Whereupon, on the call of Mr. Shewmake, and the second of Mr. Milledge, the yeas and nays were required to be recorded, and are, yeas 31, nays 63.

Those who voted in the affirmative, are Messrs.

Bellinger,	Milledge,
Blackwell,	Mobley,
Born,	Perkins,
Bulloch,	Pierce,
Cannon,	Price,
Chastain,	Robinson, of Macon,
Clark, of Stewart,	Russell,
Deadwyler,	Shewmake,
Erwin, of Forsyth,	Smith, of Coweta,
Floyd,	Sumner,
Henry,	Thornton,
Hill,	Tift,
Knox,	Trippe,
Langmade,	Wofford,
McFarland,	Woodward.
McLain,	

Those voting in the negative, are Messrs.

Allred,	Holland,
Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Janes,
Armstrong,	Lane,
Atkinson,	Lochlin,
Bailey,	Lott,
Barr,	Loveless,
Barnett, of Butts,	Lowe,
Baugh,	McComb,
Byrd,	McDougald,
Cameron, of Chattooga,	Merrell,
Cameron, of Telfair,	Moon,
Carr,	Moreland,
Castens,	Morel,
Cobb, of Harris,	Nasworthy,
Dorminy,	Patterson,
Dyer,	Pickett,
Fall,	Raulerson,
Felton,	Reeves,
Fowler,	Richardson,
Fuller,	Roberts,
Gardner,	Scarlett,
Gilbert,	Staten,

Gilmore,	Thurmond,
Grant,	Tillman, of Appling,
Gray,	Tillman, of Tattnall,
Hackney,	Waldhour,
Harris, of Clarke,	Wall,
Harris, of McIntosh,	Wallace,
Harper,	Williford,
Hendrick,	Wynn, of Oglethorpe.
Henley,	

So the motion to concur was lost.

Mr. Gardner from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Act, to wit—

An Act to grant and secure to Charles D. Stewart and others, the right to erect, keep up and maintain a Dam across a portion of the Chattahoochee River.

On motion of Mr. Floyd, the Order was suspended and the House took up the Report on the Bill, supplemental to an Act, passed 28th of December, 1843, making it the duty of the Governor, whenever the public interest shall require it, to cause the assets of the Central Bank to be deposited in the Treasury of the State and agreed thereto.

The Bill was read the third time and passed under title thereof.

On motion of Mr. Floyd, the Clerk was directed to carry the same forthwith to the Senate.

On motion of Mr. McDougald, the following Bills of the Senate were severally taken up and read the first time—

A Bill to alter the time of holding the Inferior Court of Harris County.

A Bill to amend the first section of the third article of the Constitution.

A Bill to authorize the Central Railroad and Banking Company of Georgia, to lease and work such Railroads as now connect or may hereafter connect with the Central Railroad, and to authorize the Boards of Directors of such Railroad Companies, as now have or may hereafter have their respective Railroads connecting with the said Central Railroad, to make leases thereof for a term of years, or during the continuance of their respective charters.

A Bill to amend the several Acts heretofore passed, incorporating and relating to the South-Western Railroad Company, and to authorize said Company to build and maintain a Railroad from the South-Western Railroad at Fort Valley, crossing the Flint River at or near to a place called Wolf Pen in the County of Macon, and there to join the Railroad of the Muscogee Railroad Company.



A Bill to incorporate the Augusta, Atlanta and Nashville Magnetic Telegraph Company.

A Bill incorporating and granting corporate powers to the Town of Bainbridge in the County of Decatur.

A Bill to repeal so much of an Act entitled an Act, to change the names and legitimatize the persons therein named and for other purposes, approved February 16th, 1850, so far as relates to the change of the name of William Hadaway.

A Bill to alter and change the name of Andrew Jackson of the County of Telfair, to that of Andrew Plassmore his reputed father.

A Bill to incorporate the Town of DeSoto in the County of Floyd.

The House then adjourned until to-morrow morning, half-past 9 o'clock.

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TUESDAY, DEC. 2, 1851.

Mr. Russell moved to reconsider so much of the Journal of yesterday as relates to the refusal of the House to concur in the Resolution of the Senate, authorizing certain State House officers to employ Clerks, to enable them to bring up the business on their hands ;

Whereupon, on the call of Mr. Russell, and the second of Mr. McDougald, the yeas and nays were required to be recorded ; and are—yeas 50, nays 53.

Those voting in the affirmative, are Messrs.

Armstrong,  
Bartow,  
Barr,  
Bellinger,  
Blackwell,  
Born,  
Bulloch,  
Byrd,  
Cannon,  
Carr,  
Chastain,  
Clark, of Stewart,  
Erwin, of Forsyth,  
Floyd,  
Fowler,  
Grant,  
Hackney,  
Harrison,

Loveless,  
McFarland,  
McLain,  
Milledge,  
Moon,  
Mobley,  
Moreland,  
Perkins,  
Pickett,  
Pierce,  
Powell,  
Price,  
Raulerson,  
Robinson, of Macon,  
Russell,  
Scarlett,  
Shewmake,  
Sumner,

Hendrick,	Thurmond,
Henly,	Tift,
Henry,	Trippe,
Hill,	Wall,
Jackoway,	Wallace,
Knox,	Wofford,
Langmade,	Woodward.

Those voting in the negative, are Messrs.

Allred,	Harper,
Anderson, of Franklin,	Holland,
Anderson, of Wilkes,	Irvin, of Wilkes,
Atkinson,	Janes,
Bailey,	Lane,
Baugh,	Lochlin,
Cameron, of Chattooga,	Lott,
Cameron, of Telfair,	Lowe,
Castens,	McComb,
Christie,	McDougald,
Cobb, of Dooly,	Merrell,
Cobb, of Harris,	Morehouse,
Culler,	Morel,
Dawson, of Greene,	Nasworthy,
Deadwyler,	Patterson,
Dorminy,	Reeves,
Dyer,	Richardson,
Fall,	Roberts,
Felton,	Seward,
Fuller,	Staten,
Gardner,	Thornton,
Gilbert,	Tillman, of Appling,
Gilmore,	Tillman, of Tattnall,
Gray,	Waldhour,
Hall,	Williford.
Harris, of Clarke,	Wynn, of Oglethorpe.
Harris, of McIntosh,	

So the motion to reconsider was lost.

Mr. Atkinson moved to reconsider so much of the Journal of yesterday as relates to the refusal of the House to pass the Bill to add an additional Section to the first Article of the Constitution.

Mr. Harper moved "the previous question;" and on the question being put, "Shall the main question be now put?" the same was decided in the affirmative.

The question then recurred on the motion to reconsider; which motion was lost.

Mr. Bartow, from the Committee on Internal Improvements, reported—

A Bill for the government and management of the Western and Atlantic Railroad; which was read the first time.

On motion of Mr. Bartow, one hundred and fifty copies of the same were ordered to be printed for the use of this House.

The House took up the Special Order of the Day, which was on the passage of the Bill for the pardon of Garland D. Cornett, of the county of Morgan, for the crime of murder.

Pending the discussion thereon, the House adjourned until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Wofford moved to suspend the Rule to make a motion.

The Rule being suspended, Mr. Wofford moved to make the Bill creating a new county from the counties of Pike, Henry and Fayette, the Special Order of the Day for Thursday next; which motion prevailed.

On motion of Mr. Russell, the Order and Rule were suspended, and he offered Resolutions in reference to blocks of marble, sent from this State, or designed by this State, as a donation to the Washington National Monument.

On motion of Mr. Fall, the Order was further suspended, and he presented the following Report of the Committee to whom was referred an examination into the affairs of the Asylum for the Deaf and Dumb, to wit—

After bestowing upon this very interesting subject our most deliberate attention, materially aided by a personal interview with the present efficient and intelligent Principal of the Asylum; we also caused him to draw up for our examination, an expose of the present condition and wants of the Institution, in order to enable it to accomplish those truly benevolent ends for which it was designed.

The Committee unanimously concur in the opinion that the present annual appropriation of four thousand five hundred dollars is entirely insufficient.

The situation of no class of individuals can, in the opinion of the Committee, exceed that of the indigent deaf and dumb in their appeals to the generosity of the State, through the sympathy of the Legislature, whilst our State, great in its resources, in its extent of territory, and most fortunate in its geographical position, has contributed many

thousands of dollars to work of internal improvement, for the promotion of the comfort and convenience of its citizens, of which we, as Georgians, ought justly to feel proud. Yet in providing for the amelioration of the condition of this unfortunate class, we are behind the hindmost of our sister States. The fact has been brought to the knowledge of your Committee that New York appropriates annually to this object \$40,000, Virginia \$25,000, five States, viz: Pennsylvania, Connecticut, Ohio, Indiana and Illinois, each \$20,000, Kentucky and North Carolina, each \$15,000, Tennessee \$10,000, Georgia \$4,500.

It appears to your Committee that there are in the State three hundred deaf mutes, of whom two hundred are between the ages of ten and thirty years; of this latter number, one hundred and twenty-five are in indigent circumstances. To board, clothe, and educate one of these for twelve months, requires one hundred and seventy-five dollars, at a moderate estimate; so it may be seen, that with the present appropriation of \$4,500 only twenty-five pupils can be accommodated; we therefore recommend, that the annual appropriation of the Asylum be increased to (\$11,000) eleven thousand dollars, which will extend these estimable blessings to sixty, nearly one half of these unfortunate fellow beings; many of whom by this assistance, being additionally learned a good trade in some one of the mechanical arts, may be returned as valuable members of Society, instead of contributing to swell the pauper list, already sufficiently large, and we will have the consolation of knowing that we have been instrumental in opening up to their vision, all those sublime truths revealed to man in the pages of the Bible. The next object which strikes the attention of the Committee, is the want of large Slates properly fitted up, so as to supercede the use of black boards, which from constant use often require repainting and are consequently wholly unsuited to the wants of pupils, to whom all instruction has to be communicated through the eye. The estimated cost of a sufficient supply of large Slates is (\$400) four hundred dollars.

Your Committee are also favorably disposed towards the project of constructing a water ram in the creek which runs near the Asylum; by which they are informed a sufficient elevation of water can be procured to supply a beautiful artificial fountain and by connecting with this structure, water pipes, the building may at all times be supplied with water for various purposes; thus for the trifling outlay of three hundred dollars, its estimated probable cost, we have erected for those who are providentially deprived of one of the avenues of happiness and enjoyment, a structure which combines the attributes of ornament taste and utility. Again, in the opinion of the

Principal, with which the Committee fully concur, the term of four years, which is all the time at present allotted for the curriculum of studies of the deaf mute in the Georgia Asylum, is entirely too limited for them to acquire that thorough and extensive education which it is desirable they should have upon leaving the Institution.

The early part of the training and disciplining the mind of the deaf mute pupil is both tedious and perplexing. It has to be addressed by agencies and expedients which often tax the patience, the skill and ingenuity of the Instructor. It will not therefore be expected, that this class of pupils, having to be addressed in this indirect manner, will as readily or as speedily receive instruction; the capacity of the mind to receive intelligence, being always correlative to the acquisition it has made, they now have to leave just at the time when they could be most benefited. We have thought proper, therefore, to recommend that the term of stay should be increased to six years, all of which is respectfully submitted.

Mr. Fall also from the same Committee, reported a Bill to appropriate money for the support of the Deaf and Dumb Asylum, for 1852 and 1853, and for other purposes; which was read the first time.

The House then resumed the unfinished business of the morning, which was on the passage of the Bill for the pardon of Garland D. Cornett, &c.; and on the question "Shall this Bill pass" the yeas and nays were required to be recorded, and are, yeas 63, nays 38.

Those voting in the affirmative are Messrs.

Allred,	Lott,
Anderson, of Franklin,	Loveless,
Bailey,	McComb,
Barr,	McDougald,
Barnett, of Henry,	McFarland,
Baugh,	Milledge,
Bulloch,	Merrell,
Byrd,	Moon,
Cameron, of Chattooga,	Mobley,
Cannon,	Patterson,
Carr,	Perkins,
Castens,	Pierce,
Christie,	Price,
Cobb, of Dooly,	Raulerson,
Cobb, of Harris,	Roberts,
Dawson, of Putnam,	Robinson, of Macon,
Deadwyler,	Russell,
Dyer,	Scarlett,
Erwin, of Forsyth,	Seward,

Felton,	Smith, of Coweta,
Fowler,	Smith, of Hancock,
Fuller,	Staten,
Gardner,	Thornton,
Gilbert,	Thurmond,
Gilmore,	Tift,
Grant,	Tilman, of Appling,
Harper,	Trippe,
Hendrick,	Wall,
Holland,	Wallace,
Janes,	Woodward,
Lane,	Wynn, of Oglethorpe.
Langmade,	

Those voting in the negative are Messrs.

Anderson, of Wilkes,	Henry,
Armstrong,	Hill,
Bartow,	Irvin, of Wilkes,
Barnett, of Butts,	Jackoway,
Bellinger,	Lochlin,
Blackwell,	Lowe,
Born,	McLain,
Clark, of Stewart,	Moreland,
Dawson, of Greene,	Morel,
Dorminy,	Nasworthy,
Fall,	Pickett,
Floyd,	Reeves,
Gray,	Richardson,
Hackney,	Shewmake,
Hall,	Sumner,
Harrison,	Tillman, of Tattnall,
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Walker,
Henly,	Williford.

So the Bill was passed.

Leave of absence was granted to Mr. Langmade, for a few days on special business.

The following Bills were severally read the second time and committed for a third reading:

A Bill to grant corporate powers and privileges to the Curtright Manufacturing Company.

A Bill to alter and amend the twelfth section of the thirteenth division of the penal code of this State, &c.

A Bill to require the Receiver of Tax Returns in the several counties in this State, to make out and return to the Comptroller General a separate list (other than the regular return) of the several Lots of Land given in, in

their respective counties, by persons owning Lands situate in other counties, besides the county in which the person giving in resides, and to require the Comptroller General to consolidate the said separate returns furnished from the several counties in this State, and publish the names of the owners thereof, their residence and the numbers, districts and counties, in which said Lots of Land are situated and for other purposes, &c.

A Bill to refund certain taxes overpaid in the county of Harris.

A Bill to indemnify the County of Liberty, for expenses incurred in preventing the spread of the Small Pox in the year 1851.

A Bill to compel the Clerks of the Superior and Inferior Courts and the Courts of Ordinary of the several Counties of this State, to buy a Seal of Office for each of said Courts.

A Bill for the relief of George K. Halloway of Laurens County.

A Bill to amend an Act entitled an Act, to protect Religious Societies in the exercise of their Religious duties, approved December 13th, 1792.

A Bill to authorize the Judge of the Superior Court of the County of Macon, to draw two panels of Grand and two panels of Petit Jurors; also, to require the Justices of the Inferior Court of said County, or a majority of them, to meet at their Court House on the first Monday in February next, to draw an additional panel of Grand and Petit Jurors, to serve at the next term of said Superior Court.

A Bill to levy and collect a Tax for each of the political years 1852 and 1853.

On motion of Mr. Floyd, the same was made the special Order of the Day for Tuesday next.

On motion of Mr. Henry, the Rules were suspended and the House took up the following Resolution of the Senate, and concurred therein, to wit—

*Resolved by the Senate and House of Representatives,* That the Governor be requested to allow the Rev. George White, to take from the basement story of the State House, the old newspapers to aid him in the compilation of the History of Georgia in which he is now employed, the said papers to be returned by him.

Also, on motion of Mr. Henry, the House took up and concurred in the following Resolution of the Senate, to wit—

*Resolved by the Senate and House of Representatives,* That the Rev. George White be permitted to take from the Georgia Historical Society, the manuscript volumes, twenty six in number, connected with the Colonial Histo-

ry of Georgia, the property of the State, to enable him to complete his History of Georgia, with a full understanding that the said George White take the greatest care of said manuscript volumes, and return them within two months.

On motion of Mr. Hill, the Order was suspended and the following Bill, was read the second time and committed for a third reading—

A Bill to repeal an Act entitled an Act to repeal an Act, to appoint County Treasurers and define their duties, so far as relates to the Counties of Troup, Carroll, Crawford, Murray, Monroe, Montgomery, Pike, Appling, Randolph, Warren, Fayette, Chatham, Cherokee and Stewart, and to give the people of said Counties the election of Treasurer, approved the 20th December, 1849.

The following Bill was read the second time and referred to the Committee on the Judiciary :

A Bill to stop the running of the Statute of Limitations in all cases where the defendant shall abscond or remove beyond the limits of this State or to parts unknown.

On motion of Mr. Wofford, the Rule was suspended and the House took up the Bill to change the line of the Western and Atlantic Railroad, so as to run by the Town of Cassville, and referred the same to the Committee on Internal Improvements.

On motion of Mr. Bailey, the Rule was suspended and he laid on the\* table sundry Petitions and Memorials in reference to the new County to be formed from the County of Murray, and he also offered the following Resolution to wit—

Whereas, there are numerous petitions, both for and against the formation of a new County out of the County of Murray, therefore

*Resolved*, That said petitions and all other papers pertaining to the same, be placed in the hands of the Select Committee on said new County, so as to enable said Committee the better to report thereon.

On motion of Mr. Bailey, the same was taken up and agreed thereto.

On motion of Mr. Fall, one hundred and fifty copies of the Report and Bill of the Committee on the Deaf and Dumb Asylum, were ordered to be printed for the use of the House.

The House then adjourned until half-past 9 o'clock, to-morrow morning.



WEDNESDAX, DEC. 3, 1851.

The House met pursuant to adjournment.

Mr. Harris, of Clark, moved to suspend the Rule to offer a Resolution.

The Rule being suspended Mr. Harris offered the following Resolution, to-wit—

*Resolved*, That the use of the Hall of Representatives be tendered Charles G. Baylor, Esq., U. S. Consul at Amsterdam, this evening, for the purpose of laying before the Members of the Legislature, his views upon the commercial, manufacturing and agricultural interests of the State of Georgia, and the South generally, and the importance of establishing and promoting "Direct Trade."

On motion of Mr. Harris, the same was taken up and agreed to.

The call of the counties being the regular Order of the Day, Mr. Tillman, of Appling, introduced a Bill for the relief of Appling county; which was read the first time.

Mr. Bartow introduced a Bill to provide for the education of a certain number of State Cadets, in the "Georgia Military Institute;" which was read the first time.

Mr. Bellinger introduced a Bill to give to the owners of Saw Mills, in this State, a lien on the building for the payment of the lumber;

Also, a Bill to alter and amend an Act to authorize certain Commissioners, therein named, to raise by lottery the sum of three thousand dollars, for the use of the DeKalb Academy, and also to authorize the Inferior Court to vest one thousand dollars of the Inferior Court funds in said lottery, assented to December 23d, 1826, so as to appoint their Commissioners in lieu of some of them therein named, and to assist in raising funds to erect a suitable building for a Female School;

Which were severally read the first time.

Mr. Cobb, of Dooly, introduced a Bill to compensate the Grand and Petit Jurors of Dooly county;

Also, a Bill to separate the offices of Tax Collector and Receiver of Tax Returns of the county of Dooly;

Which were severally read the first time.

Mr. Morel introduced a Bill to extend all the provisions of the Act entitled an Act to amend the several Acts now in force, regulating the fees of Magistrates and Constables, in the State of Georgia, so far as relates to the county of Chatham, and to provide for the mode of collecting the same, approved December 19, 1849, and also the Act entitled an Act to amend the several Acts relating to Justices' Courts, so far as regards the county of Chatham, approved December 19, 1849, to the county of Effingham,

and to the Justices' Courts, Magistrates and Constables of said county; which was read the first time.

Mr. Fuller introduced a Bill to legalize the acts of certain Deputy Clerks, therein named, which was read the first time.

Mr. Scarlett, from the Committee to whom was referred certain Bills changing the names and legitimatizing certain persons, for consolidation, reported—

A Bill to change the names and legitimatize the persons therein named, and for other purposes.

Mr. Smith, of Hancock, introduced a Bill to repeal a portion of the Act to compensate Petit Jurors in the county of Hancock; which was read the first time.

Mr. Culler, of Houston, introduced a Bill to provide for a Registry of Births, Deaths and Marriages, in the State of Georgia, which was read the first time.

Mr. Blackwell introduced a Bill for the relief of James Newton, of Jasper county; which was read the first time.

Mr. Holland introduced a Bill to authorize the Justices of Inferior Courts to grant private ways on certain conditions;

Also, a Bill to repeal an Act passed December 29th, 1847, to alter the line between Jones and Jasper counties; Which were severally read the first time.

Mr. Pierce introduced a Bill to refund to A. J. Taylor, former Tax Collector of the county of Lumpkin, the sum of \$54 33, which was overpaid by him into the Treasury in the year 1845; which was read the first time.

Mr. Clark, of Stewart, from the Special Committee to whom was referred the Bill to lay out and organize a new county, from the counties of Baker, Lee, Dooly and Irwin, beg leave to submit the following Report—

They recommend the striking out of the word "Lee," on the first page, occurring between the words "Baker" and "Dooly," and also to strike out all that part of the first page, enclosed in brackets; also, to fill up the blank with the name of Mercer, in honor of the Rev. Jesse Mercer, an eminent divine, and a member of the Convention that framed the Present Constitution of this State.

They beg leave further to Report—

That the territory included in the Bill, as amended, and the population in the new territory in the new county contemplated, and that the amount of business in Baker Superior Court, renders the passage of the Bill necessary. It is understood and believed by the Committee that the business in the Court cannot be disposed of without its being most oppressive to Jurors and Witnesses in attendance upon the Court. Your Committee are informed and believe that almost half the business in the Court goes from the city of Albany, a distance from the Court House

of more than twenty-one miles ; that a large majority of the Jurors attending the Court from time to time are resident at such distance from the Court House that they remain at the Court House during the service, some paying tavern bills, and others camping out on the Court ground ; that at the last term of the Court, but one civil cause was tried, and the time taken up in the trial of criminal cases ; that the business of the Court has been increasing for years, and is so great that the continuance of the cases operates as a denial of justice to parties litigant ; that there is no reason to expect a decrease, but there is reason to expect an increase of the business, as the population is more rapidly increasing than at any former period of its history ; that it is about fifty miles from the county line of Irwin to the Court House of said county, about thirty-five miles from the southern line of Dooly to the Court House of said county, a distance entirely inconvenient for those citizens who reside in the contemplated new county.

From these considerations, your Committee beg leave to report the Bill with amendments, and to recommend its passage.

Mr. Bivins presented a petition of John Usry, in relation to a mistake in surveying certain Lands ;

And on motion of Mr. Bivins, the same was referred to a Select Committee, consisting of Messrs. Bivins, Clark and Castens.

Mr. Trippe offered the following Resolution, to wit—

*Resolved*, That the Committee appointed to consolidate all Bills, establishing, changing or abolishing precincts, and all other Committees for consolidation, shall have power to insert any amendments touching the subject referred to them, without the same having been first introduced by Bill ;

On motion of Mr. Trippe, the Rule was suspended and the same was taken up and agreed to.

Mr. Walker, of Richmond, introduced a Bill to prevent Slaves attempted to be emancipated from remaining in this State, and to provide for their sale if they remain ; which was read the first time.

Mr. Walker, also introduced a Bill to make penal the killing, purloining or enticing away certain Birds and Domestic Animals ; which was read the first time ;

And on motion of Mr. Walker, was referred to Committee on Judiciary.

Mr. Castens introduced a Bill to remove an election precinct in the County of Talbot ; which was read the first time.

Mr. Chastain from the Special Committee, to whom was referred the petition of sundry citizens of Union County, asking an appropriation of one thousand dollars, to com-

plete a road across the Great Blue Ridge Mountain at Cooper's Gap, reported that it is the opinion of the Committee, the prayer of the Petitioners should be heard and granted, and also reported the following Bill, to wit—

A Bill to appropriate money for the completion of a road across the Great Blue Ridge Mountain from Dahlenega, Lumpkin County to Blairsville, Union County, and to appoint Commissioners, &c.; which was read the first time.

Mr. Lowe, of Warren, introduced a Bill to lay out and organize a new county from the counties of Warren, Jefferson and Washington, and to provide for the organization of the same; which was read the first time.

Mr. McFarland presented a memorial from Matthew McCollie of the county of Walker, praying for a certain assessment to be paid him, which has been assessed in his favor and not paid;

And on motion of Mr. McFarland, the same was referred without being read to the Committee on Internal Improvements.

Mr. Moreland introduced a Bill, to alter and change the county line between the counties of Meriwether and Coweta, so as to add Lots of Land numbers six, and twenty-seven, in the eleventh district of, originally Troup now Meriwether county, to the county of Coweta; which was read the first time.

Mr. Hackney introduced a Bill, to incorporate the Newnan Female College; which was read the first time.

Mr. Patterson introduced a Bill, accompanied with a petition to alter and change the district line between the nine hundred and fifty-ninth district and the Centrevillage District in the county of Camden; which was read the first time, and referred to a Select Committee, consisting of Messrs. Patterson, Scarlett, and Harris, of McIntosh.

Mr. Cannon introduced a Bill, to repeal an Act entitled an Act to consolidate the offices of Tax Collector and Tax Receiver in certain counties; which was read the first time.

Mr. Bulloch introduced a Bill, to authorize James Daniel of the county of Madison, to establish a Ferry on his own Land in said county, and to regulate the same; which was read the first time.

Mr. Smith, of Coweta, introduced a Bill, compelling the Tax Receivers and Collectors of the county of Coweta, to visit the house or houses of all widows in said county, before returning them as defaulters: which was read the first time.

Mr. Patterson introduced a Bill, to repeal an Act entitled an Act to compensate Petit Jurors of the Superior and Inferior Courts, so far as regards the county of Cam-

den, assented to 20th of December, 1835 ; which was read the first time.

Mr. Born introduced a Bill to authorize and require the Justices of the Inferior Court of the county of DeKalb, to pay J. G. Snead, out of the Poor School Fund of said county, for the year 1851 or 1852, the amount he was entitled to receive for teaching Poor Children in the years 1846, 1847 and 1850 ; which was read the first time.

On motion of Mr. Dyer, the Order was suspended, and the following Bill was read the second time, and made the Special Order of the Day for Friday next, to wit—

A Bill to alter and amend the sixth Section and third Article of the Constitution of the State of Georgia.

On motion of Mr. Chastain, the House took up the following Resolution to-wit—

WHEREAS, there exists great diversity of opinion in the State as to the propriety of maintaining the Lien of Judgments on Property that has passed from possession of the Defendant or Defendants, in verdict or judgment, by a bona fide sale ; *And, whereas*, It is a just and proper Republican principle to carry into effect the will of the people, the true source of all just power—

*Be it therefore resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met*, That in order to ascertain whether or not the people of Georgia desire to retain this feature in their Judiciary system, they are requested to endorse upon their tickets, at the general election, the first Monday in October 1853, “Lien,” or “No Lien.”

On motion of Mr. Chastain, the same was agreed to.

On motion of Mr. Chastain, the Clerk was directed to carry the same forthwith to the Senate.

On motion of Mr. McDougald, the House took up the Special Order of the Day, which was the Report on the Bill to prohibit the importation or introduction, hereafter, of any negro slave or slaves into this State, for the purpose of hire, sale or traffic, and for other objects therein mentioned.

Pending the consideration of the same—

The following Message was received from the Senate by Mr. Glenn their Secretary :

MR. SPEAKER: The Senate has passed the Bill of the House of Representatives, to ratify the contracts for the purchase of Iron for the Western and Atlantic Railroad, made by the Governor and Chief Engineer, and to provide means for the payment of the same, and I am directed to return the same forthwith to the House.

The House resumed the Special Order, and the first section of the Bill having been read as follows ;

SECTION 1st. *Be it enacted by the Senate and House of*

*Representatives of the State of Georgia in General Assembly met, and it is hereby enacted by the authority of the same,* That from and immediately after the passage of this Act, no action shall be brought whereby to charge the defendant, upon any promise, or agreement, or any contract for the sale or hire of any negro slave or slaves, or any interest in or concerning them. *Provided,* said negro slave or slaves being the consideration in part or in the whole, of any such promise, agreement or contract, shall have been imported or introduced into this State, from any other of these United States, at any time subsequent to the passage of this Act.

Mr. Seward moved to amend the same, by striking out the words "after the passage of this Act," in the fourth line; which motion prevailed.

Mr. Seward moved to fill the blank, by inserting the words "by the first day of June next"; which motion was lost.

Mr. Seward then moved to fill the blank, by inserting the words "by the tenth day of February next";

Whereupon, on the call of Mr. Cannon, and the second of Mr. Seward, the yeas and nays were required to be recorded, and are—yeas 39, nays 67

Those voting in the affirmative are Messrs.

Atkinson,	McComb,
Barr,	McLain,
Barnett, of Butts,	Merrell,
Cannon,	Morehouse,
Carr,	Nasworthy,
Christie,	Patterson,
Clark, of Stewart,	Pickett,
Cobb, of Dooly,	Pierce,
Cobb, of Harris,	Powell,
Culler,	Raulerson,
Fowler,	Reeves,
Fuller,	Roberts,
Gardner,	Seward,
Gilbert,	Smith, of Coweta,
Grant,	Staten,
Gray,	Sumner,
Hackney,	Tift,
Jackoway,	Watts,
Lott,	Wofford.
Loveless,	

Those who voted in the negative, are Messrs.

Allred,	Henly,
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Anderson, of Franklin,	Hill,
Anderson, of Wilkes,	Irvin, of Wilkes,
Armstrong,	Janes,
Bailey,	Knox,
Bartow,	Lane,
Barnett, of Henry,	Latimer, of Warren,
Baugh,	Lochlin,
Bellinger,	Lowe,
Bivins,	McDougald,
Blackwell,	McFarland,
Born,	Milledge,
Brinson,	Moon,
Bulloch,	Mobley,
Byrd,	Moreland,
Cameron, of Chattooga,	Morel,
Cameron, of Telfair,	Price,
Castens,	Richardson,
Chastain,	Robinson, of Macon,
Clark, of Oglethorpe,	Russell,
Dawson, of Greene,	Scarlett,
Dawson, of Putnam,	Shewmake,
Deadwyler,	Smith, of Hancock,
Dorminy,	Thornton,
Dyer,	Tillman, of Appling,
Erwin, of Forsyth,	Tillman, of Tattnall,
Fall,	Trippe,
Felton,	Waldhour,
Gilmore,	Walker,
Hall,	Wall,
Harrison,	Wallace,
Harris, of Clarke,	Williford,
Harper,	Wynn, of Oglethorpe.
Hendrick,	

So the motion was lost.

Mr. Robinson, of Macon, moved to fill the blank, by inserting the words "by the fifteenth day of January next"; which motion was lost.

Mr. Meriwether moved to fill the blank, by inserting the words "by the first day of January next"; which motion prevailed.

Mr. Seward moved to amend said section, by inserting after the word them, in the seventh line, the words "provided said negroes are unhealthy, or of bad character";

Whereupon, on the call of Mr. Tift, and the second of Mr. Seward, the yeas and nays were required to be recorded, and are—yeas 24, nays 78.

Those voting in the affirmative, are Messrs.

Barr,	McLain,
Carr,	Merrell,
Christie,	Morehouse,
Cobb, of Dooly,	Patterson,
Dorminy,	Powell,
Fowler,	Raulerson,
Gilbert,	Seward,
Grant,	Smith, of Coweta,
Gray,	Staten,
Harris, of McIntosh,	Tift,
Jackoway,	Tillman, of Appling,
Lott,	Watts.

Those who voted in the negative, are Messrs.

Allred,	Henly,
Anderson, of Wilkes,	Henry,
Anderson, of Franklin,	Irvin, of Wilkes,
Armstrong,	Knox,
Bailey,	Lane,
Bartow,	Latimer, of Warren,
Barnett, of Henry,	Lochlin,
Baugh,	Loveless,
Bellinger,	Lowe,
Bivins,	McComb,
Blackwell,	McDougald,
Born,	McFarland,
Brinson,	Milledge,
Bulloch,	Moon,
Byrd,	Mobley,
Cameron, of Chattooga,	Moreland,
Cameron, of Telfair,	Morel,
Cannon,	Nasworthy,
Castens,	Pickett,
Chastain,	Pierce,
Clark, of Stewart,	Price,
Cobb, of Harris,	Reeves,
Culler,	Richardson,
Dawson, of Greene,	Roberts,
Dawson, of Putnam,	Russell,
Deadwyler,	Scarlett,
Dyer,	Shewmake,
Erwin, of Forsyth,	Smith, of Hancock,
Fall,	Sumner,
Felton,	Thornton,
Fuller,	Thurmond,
Gardner,	Tillman, of Tattnall,
Gilmore,	



Hackney,	Waldhour,
Hall,	Walker,
Harrison,	Wall,
Harris, of Clarke,	Wallace,
Harper,	Wofford,
Hendrick,	Wynn, of Oglethorpe.

So the motion was lost.

The House then adjourned until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning, which was the consideration of the first section of the Bill prohibiting the importation of Slaves into this State, &c.

Mr. Seward moved to amend the same, by adding after the word "them," in the seventh line, the words "*Provided, however,* the person or persons selling said slave or slaves, shall be entitled to recover any slave or slaves, sold under any contract, promise or agreement as aforesaid, from the purchaser or purchasers thereof;

Whereupon on the call of Mr. Seward, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 18, nays 76.

Those voting in the affirmative, are Messrs.

Atkinson,	Lott,
Barnett, of Butts,	McLain,
Carr,	Merrell,
Christie,	Morehouse,
Cobb, of Dooly,	Patterson,
Fowler,	Reeves,
Gilbert,	Seward,
Gray,	Tift,
Jackoway,	Watts,

Those who voted in the negative, are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Lane,
Anderson, of Wilkes,	Latimer, of Warren,
Armstrong,	Lochlin,
Bailey,	Loveless,
Barr,	Lowe,
Barnett, of Henry,	McDougald,

Baugh,	McFarland,
Bellinger,	Milledge,
Bivins,	Moon,
Blackwell,	Mobley,
Born,	Morel,
Brinson,	Morris,
Bulloch,	Nasworthy,
Byrd,	Perkins,
Cameron, of Chattooga,	Pickett,
Cameron, of Telfair,	Pierce,
Cannon,	Raulerson,
Castens,	Roberts,
Chastain,	Robinson, of Macon,
Clark, of Oglethorpe,	Scarlett,
Clark, of Stewart,	Shewmake,
Dawson, of Greene,	Smith, of Hancock,
Dawson, of Putnam,	Staten,
Deadwyler,	Sumner,
Dorminy,	Thornton,
Dyer,	Thurmond,
Erwin, of Forsyth,	Tillman, of Appling,
Felton,	Tillman, of Tattnall,
Gardner,	Trippe,
Grant,	Waldhour,
Hall,	Wall,
Harris, of Clarke,	Wallace,
Harper,	Williford,
Henly,	Wofford,
Henry,	Woodward,
Hill,	Winn, of Gwinnett,
Irvin, of Wilkes,	Wynn, of Oglethorpe.

So the motion to amend was lost.

Mr. Trippe offered to amend the same by adding after the words "State," in the tenth line, the following words "for the purpose of sale, hire or traffic"; which was received.

The second section having been read as follows:

SEC. 2. *And be it further enacted by the authority aforesaid,* That all bonds, obligations, bills single, promissory notes and other writings, and all promises, agreements, contracts and undertakings whatsoever made, given, drawn or entered into or executed in favor of any person or persons as aforesaid, bringing or importing any negro slave or slaves into this State from any other State of these United States for the purpose of sale, hire or traffic by any person or persons whatsoever, directly or indirectly after the passage of this Act, when the whole or any part of the consideration for either of the before specified con-

tracts shall be for a negro slave or slaves by way of bargain and sale or hire of the same, which said negro slave or slaves shall be brought or imported into this State from any other of these United States for sale or hire or traffic, shall be utterly void and of no effect in the hands of the original parties thereto, and in the hands of all persons to whom the same may in any wise be transferred and assigned, and all money or monies paid or property assigned or transferred for, or on account of any of the before described contracts, shall in every instance be recovered back by the plaintiff in an action or suit at law, for money paid and received to and for the use of said plaintiff out of and from the person or persons, to whom the same has been in any wise directly or indirectly paid, transferred or assigned.

Mr. Henry moved to amend the same, by adding after the words "in any wise be transferred and assigned" at the 8th line from the bottom, the word "provided the person or persons, holder or assignee, of such contract, shall and have taken received, any such contract or contracts, with notice and full knowledge that the original consideration of such contract or contracts, or some part thereof, is founded on a violation of the provisions of this act"; which motion was lost.

Mr. Seward moved to amend the same, by striking out after the word "assigned" in the 18th line, the remainder of the section; which motion was lost.

Mr. Trippe moved to amend the same, by striking out all the words down to the words "and all money or monies" in the eighteenth line; which motion was lost.

The third section having been read, which is as follows:

SEC. 3d. *And be it further enacted by the authority aforesaid,* That all judgments recovered upon any of the before described contracts, and all liens created, deeds of trust or mortgages made or executed for or on account of any of the aforesaid contracts, shall be deemed and held null and void, both at law and equity, and shall be set aside.

Mr. Seward moved to strike out the whole of said section; which motion was lost.

The fourth section having been read, which is as follows:

SEC. 4. *And be it further enacted by the authority aforesaid,* That whenever hereafter, it shall appear upon the trial of any cause in any Court, that the consideration given, or agreed to be given, for any promise, agreement, or contract, consists in the whole or in part of any negro slave or slaves, or any interest in them, that then and in every such case, said negro slave or slaves shall be deemed to have been imported or introduced into this State from one of these United States, within the time specified in the

first section of this act, until, and unless, the Plaintiff in said cause shall clearly prove to the contrary.

Mr. McDougald offered the following as a substitute in lieu thereof:

"SEC. 4th. *Be it further enacted*, That where it shall be shown in any trial, that a slave was brought into this State, subsequent to the first day of January next, it shall be presumed to have been in violation of this law, unless the contrary is shown"; which was adopted.

The fifth section having been read as follows:

SEC. 5. *And be it further enacted, &c.*, That if any person or persons shall introduce into this State, after the first day of January next, any slave or slaves, except as hereinafter excepted, he shall be guilty of a misdemeanor, and on conviction, shall be punished by a fine not exceeding one thousand dollars, at the discretion of the Court.

Mr. Mobley moved to amend the same, by inserting after the words "thousand dollars" the words no less than five hundred dollars at the discretion of the Court, one half of which shall be paid to the prosecutor and the other half to the use of the county, where the conviction shall have taken place, and if the defendant shall be unable to pay said fine, he shall be imprisoned in the Common Jail of the County, not more than six nor less than three months; which motion prevailed.

The section as amended was then agreed to.

The sixth section having been read, as follows:

SEC. 6. *And be it further enacted*, That all persons emigrating to this State with their slaves, for the purpose of permanently settling—all persons introducing slaves for their own use, or for the use of their children—all persons passing through the State with their slaves to other States—all persons putting into any of the ports of this State by stress of weather, or accident, and shall sail therefrom immediately upon the removal of said cause—all visitors from other States who shall bring their slaves as servants with them—all persons bringing slaves with them as seamen or servants on board of vessels, and who shall not sell or hire the same while here—all persons sending slaves with produce to market, and not selling or hiring them here, shall be exempt from the operations of this act. *Provided*, however, that should any person hereby exempted, sell, bargain, traffic, exchange, hire, loan, or in any wise dispose of said slave or slaves, except for their own use, or attempt to sell, bargain, traffic, exchange, hire, loan, or in any wise dispose of said slaves, except for their own use, within one year from the time of introducing said slave or slaves into the State, he shall incur the penalties of this act, and be punished as provided in the first section.

Mr. Robison, of Macon, moved to amend the same, by

striking out in the third and fourth lines, the words "all persons introducing slaves for their own use, or the use of their children"; which motion was lost.

Mr. Meriwether moved to amend the same, by striking out in the proviso, the words "except for their own use," wherever it occurs; which motion prevailed.

The seventh section having been read, as follows; •

SEC. 7 *And be it further enacted*, That the offering of any slave or slaves for sale by any individual under circumstances usual with negro traders, or exhibiting them to the inspection of the public or individuals, with the view, intent or expectation of selling them or delivering them here or beyond the limits of the State, to any person within the limits of the State, shall be presumptive evidence of the introduction of such slave or slaves, in violation of this law, and sufficient to throw the burden of proof upon the defendant or accused; and said defendant or accused may be indicted in any county of the State where he shall exhibit or be found with said slave or slaves, and no defect in any indictment shall have the effect to defeat the prosecution, but every error of every sort may be amended instantly, at any time before the jury shall retire after the charge of the court upon the cause, and said indictment may be quashed, or a *nolle prosequi* entered at any time before the publication of the verdict, and the same shall not be plead in bar of any subsequent indictment.

Mr. Seward moved to strike out the whole section;

Whereupon on the call of Mr. Seward, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are, yeas 23, nays 82.

Those voting in the affirmative, are Messrs.

Atkinson,	Jackoway,
Cannon,	McLain,
Carr,	Merrell,
Chastain,	Morehouse,
Christie,	Patterson,
Cobb, of Dooly,	Powell,
Culler,	Seward,
Fowler,	Smith, of Coweta,
Fuller,	Tift,
Gilbert,	Watts,
Grant,	Winn, of Gwinnett.
Gray,	

Those voting in the negative are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Knox,

Anderson, of Wilkes,	Lane,
Armstrong,	Latimer, of Warren,
Bailey,	Lochlin,
Bartow,	Loveless,
Barr,	Lowe,
Barnett, of Henry,	McDougald,
Baugh,	McFarland,
Bellinger,	Milledge,
Bivins,	Moon,
Blackwell,	Mobley,
Born,	Moreland,
Brinson,	Morel,
Bulloch,	Morris,
Byrd,	Nasworthy,
Cameron, of Chattooga,	Perkins,
Cameron, of Telfair,	Pierce,
Castens,	Price,
Clark, of Oglethorpe,	Raulerson,
Clark, of Stewart,	Reeves,
Cobb, of Harris,	Richardson,
Dawson, of Greene,	Roberts,
Dawson, of Putnam,	Robinson, of Macon,
Deadwyler,	Russell,
Dorminy,	Scarlett,
Dyer,	Shewmake,
Erwin, of Forsyth,	Smith, of Hancock,
Fall,	Stephens,
Felton,	Sumner,
Gardner,	Thornton,
Gilmore,	Tillman, of Appling,
Hackney,	Tillman, of Tattnall,
Hall,	Trippe,
Harrison,	Waldhour,
Harris, of Clarke,	Walker,
Henly,	Wallace,
Henry,	Williford,
Hill,	Wofford,
Holland,	Woodward,
Irvin, of Wilkes,	Wynn, of Oglethorpe.

So the motion to strike out was lost.

The eighth section having been read, as follows :

SEC. 8. *And be it further enacted*, That if any individual shall lend, give, furnish, or provide in any way, the money with which to buy any slave or slaves, to be introduced into this State in violation of this act, or shall endorse any note, bond or other writing, or shall be the maker of any note, bond or other writing, to raise the money for the purposes aforesaid, he shall be guilty of a misdemeanor, and

may be indicted in the county in which the act complained of shall be done, and upon conviction, shall be punished as provided in the first section of this act.

On motion of Mr. Bartow, the word "if" in the first line was stricken out.

On motion of Mr. Seward, the word "first" in next to the last line, was stricken out and the word "fifth" inserted in lieu thereof.

Mr. Seward then moved to strike out the whole section ;

Whereupon on the call of Mr. Seward, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are, yeas 31, nays 75.

Those who voted in the affirmative, are Messrs.

Atkinson,	Lott,
Barnett, of Butts,	McLain,
Cameron, of Telfair,	Merrell,
Cannon,	Morehouse,
Carr,	Moreland,
Chastain,	Patterson,
Christie,	Powell,
Cobb, of Dooly,	Seward,
Dorminy,	Shewmake,
Fowler,	Smith, of Coweta,
Gilbert,	Sumner,
Grant,	Tift,
Gray,	Tillman, of Appling,
Harrison,	Walker,
Irvin, of Wilkes,	Watts.
Jackoway,	

Those voting in the negative, are Messrs.

Allred,	Lane,
Anderson, of Franklin,	Latimer, of Warren,
Anderson, of Wilkes,	Lochlin,
Armstrong,	Loveless,
Bailey,	Lowe,
Bartow,	McDougald,
Barr,	McFarland,
Barnett, of Henry,	Milledge,
Baugh,	Moon,
Bellinger,	Mobley,
Bivins,	Morel,
Blackwell,	Morris,
Born,	Nasworthy,
Brinson,	Pickett,
Bulloch,	Pierce,
Byrd,	Price,

Cameron, of Chattooga,	Raulerson,
Castens,	Reeves,
Clark, of Oglethorpe,	Richardson,
Cobb, of Harris,	Roberts,
Dawson, of Greene,	Robinson, of Macon,
Dawson, of Putnam,	Russell,
Deadwyler,	Scarlett,
Dyer,	Smith, of Hancock,
Erwin, of Forsyth,	Staten,
Fall,	Stephens,
Felton,	Thornton,
Floyd,	Tillman, of Tattnall,
Gilmore,	Trippe,
Hackney,	Waldhour,
Hall,	Wall,
Harris, of Clarke,	Wallace,
Henley,	Williford,
Henry,	Wofford,
Hill,	Woodward,
Holland,	Winn, of Gwinnett,
Janes,	Wynn, of Oglethorpe.
Knox,	

So the motion to strike out was lost.

The following message was received from his Excellency, the Governor, by Mr. Steele his Secretary :

MR. SPEAKER: His Excellency the Governor, has approved and signed,

An Act, to authorize and enable James Stewart, an alien born, resident in the county of Pike, to purchase, hold and convey real estate within this State.

Which has been deposited in the office of the Secretary of State.

The ninth section having been read, as follows :

SEC. 9. *And be it further enacted*, That if any individual introducing any slave or slaves in this State, for his own use, or for the use of his children, or for the purpose of permanently settling here, shall, within thirty days after he enters the State with such slave or slaves, file with the Clerk of the Superior Court of the County in which he shall reside, a statement under oath, containing the names, ages, sexes and complexion of each negro introduced by him, and in the event of failing to do so, such individual shall be guilty of a misdemeanor, and punished as provided in the first section of this act, The Clerk shall record said statement, and receive two dollars therefor;

Was agreed to.

The tenth section having been read, as follows :

SEC. 10. *And be it further enacted*, That the Grand Jurors



in each County shall be required to present all violations of this law which have come to their knowledge since they were drawn as jurors, and the Judges of the Superior Courts shall give this act in charge to each Grand Jury, at every term of the Court, and all laws militating against this act be, and the same are, hereby repealed ;

Was agreed to.

Mr. Shewmake, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit—

An Act to ratify the contracts for the purchase of Iron for the Western and Atlantic Railroad, made by the Governor and Chief Engineer, and to provide means for the payment of the same.

Leave of absence was granted to Mr. Sumner for a few days, on account of sickness in his family ; also, to Mr. Fowler for a few days on special business.

On motion of Mr. Stephens, the rules were suspended and the following Resolution of the Senate, was taken up and concurred in, to wit—

*Resolved by the Senate and House of Representatives,* That the Committees of the two Houses upon Public Education and Free Schools, do co-operate together as a joint Committee.

On motion of Mr. McDougald, the Bill to prohibit the introduction of slaves, &c., was continued as the Special Order of the Day for to-morrow.

The House then adjourned until half past 9 o'clock, to-morrow morning.

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THURSDAY, DEC. 4, 1851.

The House met pursuant to adjournment.

On motion of Mr. Lochlin, the Rules were suspended, and he presented a petition from Angenol Cox and James Richardson, copartners in the business of purchasing and vending of live Pork or Hogs, praying to be refunded for loss of stock on the Western and Atlantic Railroad ; which was referred without being read to a Select Committee of three, consisting of Messrs. Lochlin, Wofford and Pierce.

Mr. Shewmake from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Act, to wit—

An Act to authorize and require the Justices of the Inferior Court of the county of DeKalb, to pay Jonathan N. Hadden and Sophia A. Clark out of the Poor School

Fund of said county for the years 1851 or 1852, the amount the said Hadden was entitled to receive for teaching poor children in the years 1846 and 1849, and the amount the said Sophia A. Clark was entitled to receive for teaching poor children in the years 1847 and 1848.

Mr. Russell moved to reconsider so much of the Journal of yesterday, as relates to the refusal of the House to accept the amendment of Mr. Henry, to the second section of the "Bill prohibiting the importation of slaves into this State" &c.; which was lost.

On motion of Mr. Cannon, the order was suspended and the following Bill was read the second time, and committed to a third reading, to wit—

A Bill to repeal an Act entitled an Act to consolidate the offices of Tax Collector and Tax Receiver in certain counties.

The House then took up the special order of the day, which was the substitute offered by the Committee on the Judiciary, in lieu of the original "Bill to prohibit the importation or introduction hereafter of any negro slave or slaves into this State, &c."

The same was taken up by sections, and the first section having been read as follows:

SEC. 1. *Be it enacted by the Senate and House of Representatives of the State of Georgia, in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this Act, if any person or persons shall bring, import, or introduce, or aid or assist, or become concerned or interested, in bringing, importing or introducing into this State, or any county thereof, either by land or water, or in any manner whatever, any slave or slaves, each and every such person or persons so offending, shall be deemed principals in law, and guilty of a misdemeanor, and may be tried in any county in this State, into which he, she or they may have so brought, introduced or imported, said slave or slaves, and on conviction, shall be punished by a fine of one thousand dollars each, for each and every negro slave so brought, imported or introduced, one half of which sum shall be paid to the person informing of said offence and becoming prosecutor in the same and in all cases on the trial of an indictment for this offence; it shall be sufficient for the prosecution to make it appear that the defendant or defendants is, or are, or have been, trading or offering to trade in slaves, or that such defendant or defendants has or have, in his, her or their possession, custody or control any number of negro slaves not held to service on any farm or other place usual to hold negro slaves to labor in this State, and who are not passing through this State as emigrants as hereinafter provided, and on proof of either fact, then said

defendant or defendants shall be required to prove that such slave or slaves was or were in this State before the passage of this act, or has or have been brought, imported or introduced into this State, since the passage of this act, and according to the provisions hereinafter pointed out, and on failure so to prove the evidence of his, her or their guilt of the violation of this act, shall be conclusive.

Mr. Trippe moved to amend the same, by inserting after the words "fine of" in the thirteenth line, the words "not more than one thousand dollars, nor less than five hundred dollars"; which motion prevailed.

Mr. Robinson, of Macon, moved to amend the same, by inserting after the word "same" in the seventeenth line, the words "the other to go to and form a part of the Poor School Fund of the county"; which motion prevailed.

Mr. Hill moved to amend the same, by inserting after the word "same" in the seventeenth line, the words "or imprisoned in the common Jail of the county at the discretion of the Court not exceeding twelve months" which motion prevailed.

Mr. Seward moved to amend the same, by striking out in the seventh line, after the word "State" the words "or any county thereof";

Whereupon, on the call of Mr. Seward, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are, yeas 19, nays 94.

Those voting in the affirmative, are Messrs.

Atkinson,	Irvin, of Wilkes,
Barnett, of Butts,	Lott,
Carr,	Patterson,
Christie,	Seward,
Cobb, of Dooly,	Smith, of Coweta,
Culler,	Stephens,
Fowler,	Thurmond,
Gilbert,	Tift,
Holland,	Watts.
Hussey,	

Those voting in the negative, are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Knox,
Anderson, of Wilkes,	Lane,
Armstrong,	Langmade,
Bailey,	Latimer, of Cobb,
Bartow,	Latimer, of Warren,
Barr,	Lewis,
Barnett, of Henry,	Lochlin,

Baugh,	Loveless,
Bellinger,	Lowe,
Bivins,	McDougald,
Blackwell,	McFarland,
Born,	McLain,
Brinson,	Merrell,
Bulloch,	Moon,
Byrd,	Mobley,
Cameron, of Chattooga,	Moreland,
Cameron, of Telfair,	Morel,
Cannon,	Morris,
Castens,	Nasworthy,
Chastain,	Perkins,
Clark of Oglethorpe,	Pickett,
Clark, of Stewart,	Pierce,
Cobb, of Harris,	Price,
Dawson, of Greene,	Raulerson,
Dawson, of Putnam,	Reeves,
Deadwyler,	Richardson,
Dorminy,	Roberts,
Dyer,	Robinson, of Laurens,
Erwin, of Forsyth,	Robinson, of Macon,
Fall,	Russell,
Felton,	Scarlett,
Floyd,	Smith, of Hancock,
Fuller,	Staten,
Gardner,	Thornton,
Gilmore,	Tillman, of Appling,
Gray,	Tillman, of Tattnall,
Hackney,	Trippe,
Hall,	Waldhour,
Harrison,	Walker,
Harris, of Clarke,	Wall,
Harper,	Wallace,
Hendrick,	Williford,
Henly,	Wofford,
Henry,	Woodward,
Hill,	Winn, of Gwinnett,
Jackoway,	Wynn, of Oglethorpe.

So the motion to strike out was lost.

Mr. Harris moved to amend, by inserting in the seventh line, after the words "or any county thereof" the words "from any State of this Union"; which motion prevailed.

Mr. Merrell moved to amend the same, by striking out the words or "offering to trade" in the twentieth line"; which motion was lost.

Mr. Bartow moved to amend the same, by striking out in the fourth line, the words "the passage of this act"

and inserting the words "the first day of January next"; which motion prevailed.

The section as amended, was then agreed to.

The second section having been read as follows :

SEC. 2. *Be it further enacted*, That if any person or persons shall buy or sell, or offer to buy or sell, or hire or receive, or offer to hire or receive, or barter for, or offer to barter for, or shall aid or assist, or be concerned or interested in buying, selling, hiring, receiving or bartering for, any negro slave or slaves brought, imported or introduced into this State, contrary to the true intent and meaning of this act; each and every person so offending shall be deemed principals in law, and guilty of a misdemeanor and on conviction shall be punished by a fine of one thousand dollars, one half of which shall be paid to the informer and prosecutor of such offence. And in all cases on the trial of an indictment for a violation of this section, when the prosecution shall make it appear that the said negro slave or slaves was or were passed, or offered to be passed or asked to be passed, from the possession of the defendant or defendants, or other person or persons who were trading in slaves, or who had in his, her or their possession, custody or control, any number of negro slave or slaves not held to service or labor on any farm or other place usual to hold slaves to service or labor, and who was or were not emigrating through this State, as hereinafter provided; then such defendant or defendants shall be required to prove that such slave or slaves so passed, or offered to be passed, or asked to be passed, was or were in this State before the passage of this act, or was or were brought, imported or introduced into this State since the passage of this act, according to the provisions hereinafter pointed out; and upon failure to do so, the evidence of the violation of this section by such defendant or defendants, shall be conclusive.

Mr. Seward moved to amend the same, by striking out all the said section to the words "principals in law"; which motion was lost.

Mr. Trippe moved to amend the same, by inserting after the word "fine" in the tenth line, the words "not more than one thousand nor less than five hundred dollars, or imprisoned in the common Jail of the county not exceeding twelve months"; which motion prevailed.

Mr. Harper moved to postpone the said substitute indefinitely; pending the discussion thereon—

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills—

A Bill to incorporate a "Savings Bank" in the city of

Augusta, and to incorporate and confer certain powers upon certain associations therein named.

Also, A Bill to incorporate the Male Academy of Atlanta and appoint Trustees for the same.

Also, A Bill to revive and amend the Act, passed on the 20th of December, 1834, incorporating and confirming certain powers upon the "Brunswick Canal and Railroad Company."

Also, A Bill to alter and amend the eighth section of the fourth division of the penal code.

Also, A Bill to incorporate the Columbus and Greenville Plankroad and Turnpike Company; and the Columbus and Lanahassee Plank and Turnpike-road Company; and the Atlanta and Sweetwater Plank and Turnpike-road Company, and for other purposes therein mentioned.

The following Message was received from his Excellency, the Governor, by Mr. Paine his Secretary.

MR. SPEAKER: The Governor, has approved and signed "an Act to incorporate the Southern Female College, located in the town of Covington, Newton county; and to authorize the Trustees of the Female Seminary of the said county, to convey the lot of land in the town of Covington, whereon the Female Academy now stands, to the Trustees of said College; and also, to incorporate the Chalmers Female College, located at Scottsboro.

Also, to incorporate the Baptist Church of Christ at Macon, and to appoint Trustees for the same.

Also, to amend an Act entitled an Act, to incorporate Madison Collegiate Institute, assented to seventeenth day of January, 1850.

Which has been deposited in the office of the Secretary of State.

Also, The following Message was received from his Excellency, the Governor, by Mr. Hood his Secretary.

MR. SPEAKER: His Excellency, the Governor, has approved and signed an "Act to ratify the contracts for the purchase of Iron for the Western and Atlantic Railroad, made by the Governor and Chief Engineer, and to provide means for the payment of the same."

Which has been deposited in the office of the Secretary of State.

Mr. Shewmake from the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Act, to wit—

An Act for the pardon of Garland D. Cornett, of the county of Morgan, for the crime of murder.

The question then recurred on the motion to postpone indefinitely;

Whereupon, on the call of Mr. Hill, and the second of

Mr. Harris of Clark, the yeas and nays were required to be recorded, and are, yeas 57, nays 58.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Lane,
Armstrong,	Lewis,
Bailey,	Lott,
Barr,	Loveless,
Barnett, of Butts,	Lowe,
Baugh,	McComb,
Brinson,	McDougald,
Bulloch,	McFarland,
Byrd,	Merrell,
Blackwell,	Moon,
Cameron, of Chattooga,	Mobley,
Castens,	Morel,
Chastain,	Nasworthy,
Clark, of Oglethorpe,	Raulerson,
Cobb, of Harris,	Reeves,
Culler,	Roberts,
Dawson, of Putnam,	Robinson, of Laurens,
Deadwyler,	Russell,
Dorminy,	Smith, of Hancock,
Felton,	Stephens,
Floyd,	Sumner,
Gardner,	Thornton,
Gilbert,	Tift,
Harrison,	Walker,
Harper,	Wallace,
Hendrick,	Williford,
Holland,	Wofford,
Hussey,	Winn, of Gwinnett.
Knox,	

Those voting in the negative are Messrs.

Allred,	Jackoway,
Anderson, of Wilkes,	Janes,
Atkinson,	Latimer, of Cobb,
Bartow,	Latimer, of Warren,
Barnett, of Henry,	Lochlin,
Bellinger,	McLain,
Bivins,	Milledge,
Born,	Moreland,
Cannon,	Morris,
Carr,	Perkins,
Christie,	Pickett,
Clark, of Stewart,	Pierce,
Cobb, of Dooly,	Price,

Dawson, of Greene,	Richardson,
Dyer,	Robinson, of Macon,
Edwards,	Scarlett,
Erwin, of Forsyth,	Seward,
Fall,	Shewmake,
Fuller,	Smith, of Coweta,
Grant,	Staten,
Gray,	Thurmond,
Hackney,	Tilman, of Appling,
Hall,	Tillman, of Tattnall,
Harris, of Clarke,	Trippe,
Harris, of McIntosh,	Waldhour,
Henly,	Wall,
Henry,	Watts,
Hill,	Woodward,
Irvin, of Wilkes,	Wynn, of Oglethorpe.

So the motion to postpone was lost.

The House then adjourned until 3 o'clock, P M.

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### THREE O'CLOCK, P M.

The House met pursuant to adjournment.

Mr. Janes from the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Act, to-wit—

An Act to compensate the Petit Jurors of the county of Harris.

Mr. Pierce of Lumpkin, was added, on motion of Mr. Wofford, to the Committee on Internal Improvements.

Leave of absence was granted to Mr. Patterson on account of his ill health; also, to Messrs. Lane and Wall for a few days on special business.

Mr. Atkinson presented a memorial of the Trustees of the Georgia Academy for the Blind, and on motion of Mr. Atkinson, one hundred and fifty copies of the same, were ordered to be printed.

The House then resumed the unfinished business of the morning, which was the consideration of the second section of the substitute offered by the Committee on the Judiciary, in lieu of the original Bill to prohibit the importation of Slaves into this State, &c.

Mr. Trippe moved to amend the same, by inserting after the words "trading in slaves," in the seventeenth line, the words "under circumstances usual with negro Traders;" which motion prevailed.



Mr. Trippe moved also to amend, by striking out in the twentieth and twenty-first lines, the words "and who was or were not emigrating through this State as hereinafter provided ;" which motion prevailed.

Mr. Seward moved to strike out the whole Section ;

Whereupon, on the call of Mr. Seward, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 20, nays 66.

Those voting in the affirmative, are Messrs.

Barnett, of Butts,	McDougald,
Cannon,	McFarland,
Carr,	Merrell,
Cobb, of Dooly,	Mobley,
Culler,	Seward,
Floyd,	Shewmake,
Gilbert,	Tift,
Hussey,	Watts,
Latimer, of Cobb,	Woodward,
Lowe,	Winn, of Gwinnett.

Those who voted in the negative, are Messrs.

Allred,	Irvin, of Wilkes,
Anderson, of Franklin,	Jackoway,
Anderson, of Wilkes,	Janes,
Bartow,	Knox,
Bellinger,	Lane,
Bivins,	Latimer, of Warren,
Blackwell,	Lewis,
Born,	Lochlin,
Brinson,	McComb,
Bulloch,	Moon,
Byrd,	Moreland,
Cameron, of Chattooga,	Morel,
Cameron, of Telfair,	Morris,
Castens,	Nasworthy,
Clark, of Oglethorpe,	Perkins,
Dawson, of Greene,	Pickett,
Dawson, of Putnam,	Price,
Deadwyler,	Reeves,
Dorminy,	Richardson,
Dyer,	Roberts,
Edwards,	Robinson, of Laurens,
Erwin, of Forsyth,	Scarlett,
Fuller,	Staten,
Gardner,	Thurmond,
Gilmore,	Tillman, of Tattnall,
Grant,	Trippe,

Hackney,	Waldhour,
Hall,	Walker,
Harris, of Clarke,	Wall,
Harris, of McIntosh,	Wallace,
Hendrick,	Williford,
Henly,	Wofford,
Hill,	Wynn, of Oglethorpe.

So the motion to strike out was lost.

The third section having been read, which is as follows :

SEC. 3. *Be it further enacted*, That in all cases of prosecution under the first section of this act, it shall be sufficient to allege in the indictment that the slave or slaves was or were brought, imported or introduced into this State contrary to the true intent and meaning of this act ; and in all cases of prosecution under the second section of this act, it shall be sufficient to allege in the indictment that the slave or slaves was or were sold or offered to be sold, or bought, or offered to be bought, hired or offered to be hired, received or offered to be received, bartered for or offered to be bartered for, contrary to the true intent and meaning of this act ; and no prosecution under either section shall fail or be delayed by reason of any formal defect in the presentment or indictment, or any variance between the allegation and proof, but amendments in all such cases shall be allowed by the Court without delay ; and no prosecution under this act shall fail or be delayed of trial or conviction, except on the merits of the case.

Mr. Seward moved to strike out the whole of said section ; which motion was lost.

The fourth section having been read, which is as follows:

SEC. 4. *Be it further enacted*, That this act shall not be so construed as to prevent any citizen or citizens from bringing, importing or introducing into this State, any slave or slaves for his, her or their own use ; *Provided*, such person or persons shall, before bringing, importing or introducing such slave or slaves, go before the Clerk of the Superior Court of the county in which such person or persons reside, and make oath that he, she or they is or are bona fide, a citizen or citizens of this State ; that he, she or they is or are desirous of bringing, importing or introducing into this State certain negro slave or slaves, which shall be described in said affidavit by name, age, sex or color, to be held to service or labor for his, her or their own use, and with no view to speculation or sale, nor with any purpose presently or remotely, of evading the true intent and meaning of this act ; which affidavit shall be recorded by the clerk in a book to be kept for that purpose, and a certified copy thereof be delivered to deponent or

deponents; and any citizen or citizens failing to comply with, or violating any of the terms of this section, shall be subject to all the pains and penalties of this act, for each and every slave so brought, imported or introduced.

Mr. Trippe moved to amend the same, by striking out in the fifth line, the word "before" and inserting the words "within thirty days thereafter;" which motion prevailed.

Mr. Trippe moved also to amend the same, by striking out in the ninth and tenth lines, the words "is or are desirous of bringing, importing or introducing," and inserting in lieu thereof, the words "has or have brought, imported or introduced;" which motion prevailed.

The fifth section having been read, which is as follows:

SEC. 5. *Be it further enacted*, That this act shall not be so construed as to prevent any person or persons emigrating to this State and bringing, importing or introducing with them such slave or slaves as he, she or they shall own or possess for his, her or their own use: *Provided*, such person or persons shall within thirty days after they are domiciled, go before the Clerk of the Superior Court of the county, in which he, she or they is or are domiciled, and make oath that he, she or they has or have emigrated to this State in good faith, and with the view and intention of becoming a citizen or citizens thereof; that he, she or they own and possess, and have brought, imported or introduced with him, her or them, certain slave or slaves whose names, ages, sexes and colors shall be set forth in the affidavit, and that he, she or they has or have not brought, imported or introduced said slave or slaves or any of them, for the purpose of sale or speculation, but to be held to service or labor for his, her or their own use, and with no intention or view of evading the true intent and meaning of this act.

Mr. Seward moved to strike out the proviso in said section; which was lost.

The sixth section having been read, which is as follows:

SEC. 6. *Be it further enacted*, That this Act shall not be construed to prevent any citizen or citizens of any other State emigrating with his, her or their slave or slaves through this State; nor from travelling or temporarily sojourning therein for business or pleasure. *Provided*, such person or persons so emigrating, travelling or sojourning, shall not sell, hire or barter any of said slave or slaves, or offer to sell, hire or barter any of said slave or slaves to any person in this State.

Mr. Trippe moved to amend the same, by inserting after the word "pleasure," in the fifth line, the words "nor any person sending slaves with produce to market, nor shall any person be subject to the provisions of this act, who

shall be forced into any ports of this State by stress of weather or accident, and who shall sail therefrom immediately upon the removal of said cause;" which motion prevailed.

Mr. Trippe also moved to amend the same, by inserting after the word "sojourning," in the sixth line, the words "or entering said ports;" which motion prevailed.

Mr. Seward then moved to amend, by striking out the "proviso," contained in said section;

Whereupon, on the call of Mr. Seward, and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 16, nays 73.

Those voting in the affirmative are Messrs.

Atkinson,	Latimer, of Cobb,
Barnett, of Butts,	Merrell,
Cameron, of Telfair,	Powell,
Carr,	Price,
Cobb, of Dooly,	Seward,
Fuller,	Shewmake,
Gilbert,	Tift,
Hussey,	Watts.

Those who voted in the negative, are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Knox,
Bartow,	Lane,
Barr,	Latimer, of Warren,
Barnett, of Henry,	Lewis,
Bellinger,	Lochlin,
Bivins,	Lott,
Blackwell,	Lowe,
Born,	McComb,
Brinson,	McDougald,
Bulloch,	McFarland,
Cameron, of Chattooga,	Moon,
Cannon,	Mobley,
Castens,	Moreland,
Clark, of Oglethorpe,	Morel,
Culler,	Morris,
Dawson, of Greene,	Pickett,
Dawson, of Putnam,	Raulerson,
Deadwyler,	Reeves,
Dorminy,	Richardson,
Dyer,	Roberts,
Edwards,	Robinson, of Laurens,
Erwin, of Forsyth,	Scarlett,
Fall,	Staten,

Floyd,	Thurmond,
Gardner,	Tillman, of Apppling,
Gilmore,	Tillman, of Tattnell,
Grant,	Trippe,
Hackney,	Waldhour,
Hall,	Walker,
Harris, of Clarke,	Wall,
Hendrick,	Wallace,
Henly,	Williford,
Henry,	Wofford.
Hill,	Winn, of Gwinnett,
Irvin, of Wilkes,	Wynn, of Oglethorpe.
Jackoway,	

So the motion to strike out was lost.

The following section having been read as follows:

SEC. 7. *Be it further enacted*, That a copy of the affidavits, required by this act duly certified by the Clerk of the Court shall be received in evidence in all prosecutions under this act, and in all Courts of Law and Equity in this State; and the Clerk shall receive for recording and attesting said affidavit and giving the certified copy thereof, the sum of five dollars.

Mr. Seward moved to amend the same, by striking out the word "five," in the last line, and inserting the word "two;" which motion prevailed.

Mr. Harris, of Clarke, moved to amend the same, by inserting after the words "of the" in the second line, the words "of the Superior," and after the word "thereof" inserting the words "under his seal of office;" which motion prevailed.

The eighth section having been read, which is as follows:

SEC. 8. *Be it further enacted*, That this act shall not be construed to prevent any legatee or legatees, distributee or distributees, heir or heirs at law, residing in this State, and to whom any negro slave or slaves have been given, bequeathed or distributed, from bringing, importing or introducing such negro slave or slaves into this State; *Provided*, such legatee or legatees, distributee or distributees, heirs or heirs at law, shall before bringing, importing or introducing such slave or slaves, cause the evidence of such gift, bequest, or distribution to be recorded in the office of the Clerk of the Superior Court of the county in which he, she or they reside or resides, setting forth the name, ages, sex and color of said slave or slaves.

Mr. Thurmond moved to amend the same, by striking out the word "before," in the eighth line, and inserting in the blank, the words "within thirty days after;" which motion prevailed.

Mr. Trippe moved to strike out the whole section ; which motion prevailed.

The ninth section having been read as follows :

SEC. 9. *Be it further enacted*, That if any person or persons shall, after the first day of June next, buy, sell, hire or barter, or offer to buy, sell, hire or barter any slave or slaves brought, imported or introduced into this State for the purpose of sale or speculation prior to the passage of this act, and which are not sold, hired or bartered before the first day of June next, each and every person so offending, shall be guilty of a misdemeanor, and on conviction shall be punished by a fine of five hundred dollars, one half of which shall be paid to the informer.

Mr. Seward moved to strike out the whole section ; which motion prevailed.

The tenth section having been read as follows :

SEC. 10. *Be it further enacted*, That all laws and parts of laws militating against this act be, and the same are, hereby repealed.

Mr. Harris, of Clarke, offered the following as a substitute in lieu thereof :

SEC. 10. *And be it further enacted*, That the Grand Jurors in each County shall be required to present all violations of this law which have come to their knowledge since they were drawn as jurors, and the Judges of the Superior Courts shall give this act in charge to each Grand Jury, at every term of the Court, and all laws militating against this act be, and the same are, hereby repealed ;

Which was adopted.

Mr. Harris, of Clarke, moved to postpone the consideration of the whole subject matter for further consideration ; which motion prevailed.

Mr. Russell moved to make it the special order of the day for Monday next ; which motion prevailed.

Mr. Harris, of Clarke, moved that one hundred and fifty copies of the original Bill as amended, and the substitute offered by the Committee on the Judiciary, in lieu thereof, as amended, be printed for the use of the House ; which motion prevailed.

On motion of Mr. Bartow, the following Bill was read the second time, and committed for a third reading, to-wit—

A Bill for the government and management of the Western and Atlantic Railroad.

On motion of Mr. Bartow, the same was made the special order of the day for Wednesday next.

Mr. Wofford moved to make the Bill creating a new county, out of the counties of Pike, Henry and Fayette, the special order for to-morrow ; which motion prevailed.

Mr. Wofford moved to make the Bill creating a new

county, out of the counties of Irwin and Baker, &c., the special order for to-morrow.

Mr. Trippe moved to amend the motion, by adding, and all Bills creating new counties; which motion was lost.

The question then recurred on Mr. Wofford's motion, and the same prevailed.

Leave of absence was granted to Messrs. Anderson, of Wilkes, Irvin, of Wilkes, and Blackwell, for a few days on special business.

On motion of Mr. Seward, the Bill providing for the election of Judges by the People, was made the special order of the day for Wednesday next.

Mr. Scarlett moved the House adjourn until 7 o'clock, P M.

Whereupon, on the call of Mr. McDougald, and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 63, nays 47.

Those who voted in the affirmative, are Messrs.

Anderson, of Franklin,	Knox,
Anderson, of Wilkes,	Lane,
Armstrong,	Latimer, of Cobb,
Bartow,	Latimer, of Warren,
Barnett, of Butts,	Lewis,
Baugh,	Lochlin,
Bivins,	Loveless,
Blackwell,	Lowe,
Brinson,	McFarland,
Bulloch,	Moon,
Castens,	Moreland,
Clark, of Oglethorpe,	Morel,
Cobb, of Dooly,	Nasworthy,
Cobb, of Harris,	Price,
Culler,	Raulerson,
Deadwyler,	Reeves,
Dorminy,	Robinson, of Laurens,
Dyer,	Robinson, of Macon,
Edwards,	Scarlett,
Fall,	Shewmake,
Felton,	Smith, of Hancock,
Floyd,	Thornton,
Gray,	Thurmond,
Hall,	Tillman, of Tattnall,
Harper,	Trippe,
Hendrick,	Waldhour,
Henley,	Walker,
Henry,	Watts,
Hill,	Wofford,
Hussey,	Winn, of Gwinnett,

Irvin, of Wilkes,  
Janes,

Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Allred,	Jackoway,
Atkinson,	McDougald,
Bailey,	Milledge,
Barr,	Merrell,
Bellinger,	Mobley,
Born,	Morehouse,
Byrd,	Perkins,
Cameron, of Chattooga,	Pickett,
Cameron, of Telfair,	Pierce,
Cannon,	Powell,
Carr,	Ramsey,
Chastain,	Richardson,
Christie,	Roberts,
Clark, of Stewart,	Russell,
Dawson, of Putnam,	Seward,
Erwin, of Forsyth,	Smith, of Coweta,
Fuller,	Stephens,
Gardner,	Tift,
Gilbert,	Tillman, of Appling,
Gilmore,	Wall,
Hackney,	Wallace,
Harris, of Clarke,	Williford,
Marris, of McIntosh,	Woodward.
Holland,	

So the motion to adjourn prevailed.

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment, and took up the Report on the Bill to confer certain privileges upon John Everett, of Thomas county, and to make lawful his acts, and give him authority to transact business as though he were of full age, and agreed thereto.

The Bill was read the third time and passed under title thereof.

The House took up the Report on the Bill to authorize Baxter B. Brown to practice Medicine and charge for the same.

Mr. Seward moved to amend the same, by adding the following section, to-wit—

*And be it further enacted*, That Arthur W Preston, of Thomas county; John M. Burton, of Lee county; Hop-



kins H. Lumpkin, of Carroll county; Benjamin F. Harris and William Richards, of the county of Lumpkin, and William R. West, of the county of Baker, be and they are hereby authorized to practice Medicine and Surgery in this State, and charge for the same; which motion prevailed.

Mr. Perkins offered to amend the same, by adding after the words "William R. West," the words "and all other persons in this State, who may desire to practice Physic in this State, be allowed the same privileges and exemptions;" which motion was lost.

Mr. Dawson, of Greene, offered the following Resolution, t-wit

*Resolved*, That the Bill just read, be referred to the citizens of Murray county, and that they endorse upon their votes at the next January election, "Doctor" or "No Doctor."

On motion of Mr. Dawson, the same was taken up and lost.

The Report of the Committee, as amended was then agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" the yeas and nays on the call of Mr. Bailey, and second of Mr. McDougald, were required to be recorded; and are—yeas 50, nays 49.

Those voting in the affirmative, are Messrs.

Allred,	Latimer, of Cobb,
Anderson, of Wilkes,	Lochlin,
Armstrong,	Lott,
Atkinson,	Loveless,
Bailey,	McLain,
Barr,	Merrell,
Barnett, of Butts,	Moon,
Barnett, of Henry,	Morris,
Baugh,	Pickett,
Bivins,	Pierce,
Cameron, of Chattooga,	Price,
Cannon,	Roberts,
Carr,	Russell,
Chastain,	Seward,
Clark of Oglethorpe,	Smith, of Coweta,
Cobb, of Dooly,	Staten,
Dawson, of Putnam,	Stephens,
Dorminy,	Thornton,
Dyer,	Thurmond,
Grant,	Tift,
Gray,	Tillman, of Tattnall,
Hall,	Wallace.

Hussey,	Watts,
Jackoway,	Wofford,
Knox,	Winn, of Gwinnett.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Henry,
Bartow,	Hill,
Blackwell,	Holland,
Born,	Lane,
Brinson,	Latimer, of Warren,
Bulloch,	Lowe,
Byrd,	McFarland,
Cobb, of Harris,	Milledge,
Culler,	Mobley,
Dawson, of Greene,	Morehouse,
Deadwyler,	Moreland,
Edwards,	Morel,
Erwin, of Forsyth,	Nasworthy,
Fall,	Perkins,
Felton,	Raulerson,
Floyd,	Reeves,
Fuller,	Richardson,
Gardner,	Robinson, of Macon,
Gilbert,	Scarlett,
Hackney,	Shewmake,
Harris, of Clarke,	Smith, of Hancock,
Harris, of McIntosh,	Tillman, of Appling,
Harper,	Waldhour,
Hendrick,	Williford.
Henly,	

So the Bill was passed under the following title, to-wit—

A Bill to authorize Baxter B. Brown, Arthur W. Preston, John M. Burton, Hopkins H. Lumpkin, Benjamin F. Harris, William Richards, and William R. West, to practice Medicine and charge for the same.

The House took up the Report on the Bill, to change the lines between the counties of Clinch and Ware, and between the counties of Ware and Telfair.

Mr. Staten moved to amend the same, by striking out all that part of the Bill, changing the lines between the counties of Clinch and Ware; which motion prevailed.

The Report as amended was then agreed to.

The Bill was read the third time, and passed under the following title, to-wit—

A Bill to change the line between the counties of Ware and Telfair.

The House took up the Report on the Bill to incorporate the Baptist Female College of South-western Georgia,

and to confer certain privileges upon the Trustees therein named.

Mr. Tift moved to amend the same, by the addition of the following section, to-wit—

SEC. 8. *Be it further enacted*, That N. W. Collier, Henry Hora, David A. Vason, Lott Warren and R. C. Dickinson and their associates, be and they are hereby incorporated under the name of the Albany Male and Female College, with the powers, rights, and privileges contained in the first, second, fifth, sixth and seventh sections of this act; which motion prevailed.

The Bill was read the third time, and passed under the following title, to-wit—

A Bill to incorporate the Baptist Female College of South-Western Georgia, and the Albany Male and Female College, and to confer certain privileges upon the Trustees therein named.

The House took up the Report on the Bill to distribute to the Justices of the Peace in Habersham county, Books belonging to the State and agreed thereto.

The Bill was read the third time, and passed under title thereof.

The House took up the Report on the Bill to incorporate the town of Alexander in Burke county, and agreed thereto.

The Bill was read the third time, and passed under title thereof.

The House took up the Report on the Bill from the Senate, to incorporate the Georgia Military Institute, and agreed thereto.

The Bill was read the third time and passed under title thereof.

The House took up the Report on the Bill to authorize the Justices of the Inferior Court of Chatham county, to set a part a fund to be inviolably preserved as a permanent fund for the support and maintenance of common or free schools in said county, and for other purposes, and agreed thereto.

The Bill was read the third time and passed under title thereof.

The House took up the Report on the Bill to amend an act, passed 18th of December, 1834, entitled an act to make permanent, the public buildings in the town of Cuthbert, in Randolph county and to incorporate the same, and agreed thereto.

The Bill was read the third time and passed under title thereof.

The House took up the Report on the Bill to incorporate the Savannah Volunteer Guards in the city of Savannah.

Mr. Bartow moved to amend the same, by the addition of the following section :

SEC. — *And be it further enacted*, That the Corps of Republican Blues of Savannah, are hereby incorporated within the provisions of this act; which motion prevailed.

The Bill was read the third time and passed under the following title, to-wit—

A Bill to incorporate the Savannah Volunteer Guards and the Corps of Republican Blues in the city of Savannah.

The House took up the Report on the Bill to authorize the Justices of the Inferior Court for the county of Floyd, to levy an additional tax for county purposes, and agreed thereto.

The Bill was read the third time, and passed under the title thereof.

The House took up the Report on the Bill, to grant corporate powers and privileges to the Curtright Manufacturing Company, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House then adjourned until half-past 9 o'clock, to-morrow morning.

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FRIDAY, DEC. 5, 1851.

The House met pursuant to adjournment.

Mr. Atkinson moved to reconsider so much of the Journal of yesterday, as relates to the passage of the Bill authorizing Baxter B. Brown, and others therein named to practice medicine and charge for the same;

Whereupon, on the call of Mr. Chastain, and the second of Mr. Baugh, the yeas and nays were required to be recorded, and are—yeas 64, nays 48.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Hill,
Armstrong,	Holland,
Atkinson,	Jackoway,
Bartow,	Janes,
Bellinger,	Knox,
Bivins,	Latimer, of Warren,
Born,	Lewis,
Brinson,	McComb,
Bulloch,	McFarland,
Byrd,	Milledge,
Cameron, of Chattooga,	Mobley,
Castens,	Morehouse,

Christie,	Moreland,
Clark, of Stewart,	Nasworthy,
Cobb, of Harris,	Patterson,
Culler,	Perkins,
Dawson, of Greene,	Powell,
Deadwyler,	Raulerson,
Dorminy,	Reeves,
Edwards,	Richardson,
Erwin, of Forsyth,	Robinson, of Laurens,
Fall,	Robinson, of Macon,
Felton,	Scarlett,
Floyd,	Shewmake,
Fuller,	Smith, of Coweta,
Gilmore,	Smith, of Hancock,
Harrison,	Walker,
Harris, of Clarke,	Wallace,
Harris, of McIntosh,	Williford,
Harper,	Wofford,
Hendrick,	Woodward,
Henry,	Wooldridge.

Those voting in the negative are Messrs.

Allred,	Lott,
Bailey,	Loveless,
Barr,	Lowe,
Barnett, of Butts,	McLain,
Barnett, of Henry,	Merrell,
Baugh,	Moon,
Bloodworth,	Morris,
Cameron, of Telfair,	Phillips,
Cannon,	Pickett,
Carr,	Pierce,
Chastain,	Roberts,
Clark, of Oglethorpe,	Russell,
Cobb, of Dooly,	Seward,
Dawson, of Putnam,	Staten,
Dyer,	Stephens,
Gardner,	Thornton,
Gilbert,	Thurmond,
Grant,	Tift,
Gray,	Tillman, of Tattnall,
Hall,	Waldhour,
Henly,	Wall,
Hussey,	Watts,
Latimer, of Cobb,	Winn, of Gwinnett,
Lochlin,	Wynn, of Oglethorpe.

So the motion to reconsider prevailed.

The call of the counties being the regular Order of the Day,

Mr. Stephens moved to dispense with the same; which motion was lost.

Mr. Edwards presented a Memorial of sundry Citizens, in reference to the improvement of the Ogechee River; which was referred to a Special Committee, consisting of Messrs. Edwards, Atkinson, McLane, Nasworthy, and Morell.

Mr. Edwards also introduced a Bill, to reduce the Sheriff's Bond of Bryan county; which was read the first time.

Mr. Bartow presented a Memorial from the Southern Central Agricultural Association; which was referred to the Committee on Agriculture and Internal Improvements.

On motion of Mr. Bartow, one hundred and fifty copies of the same, were ordered to be printed for the use of this House.

On motion of Mr. Henry, Messrs. Thurmond and Harper were added to the Committee on the Judiciary.

Mr. Felton introduced a Bill to change the time of holding the Superior Courts in the Cherokee Circuit; which was read the first time.

Mr. Scarlett from the Committee, to whom was referred the Bill, to alter and change the District Line, between the 959th District, and the Centreville District in the county of Camden, begs leave to report that they have had the same under consideration, and report favorably and request the passage of the Bill.

Mr. Winn, of Gwinnett, introduced a Bill to authorize certain persons therein named, to clear out and improve the navigation of the Chattahoochee River, above where it is crossed by the Western and Atlantic Railroad, and for other purposes therein named; which was read the first time.

Mr. Moreland introduced a Bill to establish Lost Papers in the Justices Courts of this State, and for other purposes therein specified; which was read the first time, and on motion of Mr. Robinson, of Macon, referred to the Committee on the Judiciary.

Mr. Culler laid on the table, a Resolution in reference to the pardon of Thomas Smith now confined in the Penitentiary.

Mr. Thurmond from the Select Committee, to whom was referred the Bill for the relief of John M. Wilhite, of Jackson county, with accompanying papers, have had the same under consideration, and ask leave to Report—

That your Committee made a thorough and critical examination into the facts connected with the case, and will here state them fully. It seems that Mark Womock and Green Wamock, of the county of Jones, as orphans of

William Womock, drew lot of Land number 282, in the 12th district of Early county, and that the said Green Womack, not knowing that he had drawn the same, afterwards gave in his name individually, in Buckhalter's District in Jones county, and drew Lot number 108, in the 15th district of Houston county, and being satisfied that his name was improperly given in individually, he did on the tenth day of March, 1823, relinquish to the State, all his right, title, interest and claim to the said lot of Land, which relinquishment is now on file in the Executive Department, but by the mistake or neglect of the officers in the different departments, the said lot of Land, number 108, in the the 15th district of Houston county, was on the twenty-sixth of November, 1825, granted to said Green Womock illegally. Your Committee find, that by an Executive order of the 11th December, 1833, said lot, number 108, in the 15th district of Houston county, was put as the property of the State, in the Cherokee Land and Gold Lottery, and the same was drawn in the name of John M. Willhite, of the county of Jackson, and a grant to the same was issued to him; that the said John M. Willhite found the said Green Womack in possession of said lot of land, who upon application refused to give up the said lot of land to the said John M. Willhite; whereupon, the said John M. Willhite commenced an action of ejectment against the said Green Womock, which was finally decided against the said John M. Willhite, notwithstanding the illegal manner in which the said Green Womack obtained his grant to said lot of Land. The Bill proposes to appropriate the sum of eight hundred dollars, to said John M. Willhite, to remunerate him for the expense he was at in prosecuting said action of ejectment. Your Committee find by the vouchers submitted to them, that the said John M. Willhite expended about the sum of four hundred dollars in asserting his claim to the land in question, and prosecuting his suit of ejectment for its recovery, while your Committee do not believe, that the State ought to respond to the amount of the value of the Land, which may have been lost to her citizens by reason of the errors or mistakes of her public officers in issuing grants for the same. We do believe it is but an act of sheer justice not to refuse to any one of her citizens, such reasonable expenses as may have been incurred in attempting to sustain a title derived from the State. Your Committee therefore beg leave to recommend the payment, to John M. Willhite of the sum of four hundred dollars, as the principal of expenses sustained in asserting his title to the Land in question, and a like sum of four hundred dollars, for the interest on said expenditure made on an average of about twelve years

ago, making in all eight hundred dollars. Your Committee therefore recommend the passage of the Bill.

Mr. Thurmond also introduced a Bill to amend an act, entitled an act to alter and amend the several acts in relation to itinerant traders and to prescribe the mode of their obtaining license, approved November 27th, 1845, so far as to increase the tax on itinerant traders in the county of Jackson; which was read the first time.

Mr. Gilmore introduced a Bill, to fix the times of holding the Superior Courts of the South-Western Circuit and to authorize the Judge of said Circuit to draw two panels of Grand and Petit Jurors for Lee county; which was read the first time.

Mr. Robinson, of Macon, introduced a Bill to alter and change the line between the counties of Macon and Crawford, so as to add to and include within the said county of Macon, Lots, Nos. 122 and 137, of the 8th district of originally Houston, now Crawford county; which was read the first time.

The following Message was received from the Senate by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills:

A Bill to organize a Volunteer Battallion in the city of Savannah, to be called the Independant Volunteer Battallion of Savannah.

Also, A Bill to alter and amend the Militia Laws of Georgia, so far as they relate to the 1st Regiment, 1st Brigade, 1st Division, Georgia Militia.

Also, A Bill to add lot of Land number sixty-two, in the seventh district of, originally Baldwin, now Twiggs county, to the county of Bibb.

Also, A Bill to incorporate Pisgah Baptist Church in the county of Floyd.

Also, a Bill to lay out and organize a new county from the counties of Paulding and Floyd, attach the same to a Senatorial, Judicial, and Congressional District, and to attach a portion of Cobb county to the county of Paulding, and provide for a location of a county site in such new county, and also in the county of Paulding.

The Senate has also adopted the following Resolution—

*Resolved by the Senate and House of Representatives,* That the Committees on the Military from the two Branches, be a joint Committee on Military Affairs; to which they ask the concurrence of the House of Representatives.

Mr. Harris, of McIntosh, laid on the table a Memorial from sundry citizens of McIntosh county, praying an appropriation of money for the improvement of the Altamaha River; which was referred without being read to a Special Committee, consisting of Messrs. Harris of McIn-



tosh, Bartow, Seward, Tillman of Appling, and Robinson of Laurens.

Mr. Harris, of McIntosh, also presented certain Resolutions in reference to "Direct Trade," passed by the citizens of McIntosh county, which on motion of Mr. Robinson of Macon, was referred to the Committee on Internal Improvements.

Mr. Hussey introduced a Bill to incorporate the Ebenezer Church, and Camp Ground in Merriwether county; which was read the first time.

Mr. Trippe presented the memorial of A. Cochran, J. D. Gray & Co. praying a recompense for loss on Bonds for the completion of the Western and Atlantic Railroad; which was referred without being read, to a Special Committee, consisting of Messrs. Trippe, Bartow, McDougald, Scarlett, and Wofford.

Mr. Bailey from the select Committee, to whom was referred the Bill, asking a new county to be made from the county of Murray, begs leave to report, that they have had the same under consideration. Your Committee have carefully examined all the petitions and certificates in relation thereto; we find a large and respectable petition from thirteen hundred voters of Murray county, praying the Legislature for a new county, setting forth in that petition many good reasons why said county should be made; they complain that there is such an accumulation of business in the Courts, that it is almost impossible (though the Superior Courts are held two weeks) to get justice meted out to parties litigant, and that the Conasauga River, a stream running through the entire length of Murray county, and in about the centre, generally impassable, and persons on the west side of said stream, are frequently prevented from attending the Courts, thereby retarding the business of the Courts, and incurring expense to the parties at variance. This petition is sustained by the affidavits of the persons who carried the petition around, that all signers to said petition are citizens and voters of the county of Murray, and that each man wrote his own name or requested some one by to do so for him. Your Committee also find a petition purporting to be signed by upwards of thirteen hundred voters of Murray county. The two petitions make the number of voters in Murray county entirely too large. Upon examining the petition against the proposed new county, we find in it much to excite suspicion—a great many names two, three and four times; and from the numerous certificates of persons denying ever having signed the petition, whose names appear thereon, we are induced to believe, that said petition does not fairly represent what it purports to contain, and is therefore but little entitled to consideration. The proposed new

county contains about one thousand voters, leaving in the balance of Murray county, about twelve hundred voters. Each county will be in width about twelve to thirteen miles East and West, and North and South about twenty five miles, leaving Spring Place, the present seat of justice, nearly central in the remaining part of Murray. Dalton, the centre of the proposed new county, is the point at which the East Tennessee and Georgia Rail Road intersects the State Road. It is situated in the midst of a section of good land, mostly uncultivated, because persons are deterred from settling them, in consequence of the great inconvenience and many barriers in the way of getting to the county site, and the great delay of business generally in the Courts, &c.

We therefore respectfully report favorably, and recommend the passage of the Bill.

Mr. Floyd introduced a Bill, to prescribe the manner in which the laws of this State shall be printed and published; which was read the first time.

Mr. Clark, of Oglethorpe, introduced a Bill to establish an additional election precinct in the county of Oglethorpe; which was read the first time.

On motion of Mr. Gardner, Mr. Dawson of Putnam, was added to the Committee on Enrollment.

Mr. Bloodworth introduced a Bill to incorporate the Zebulon Branch Railroad Company; which was read the first time.

Mr. Dawson, of Putnam, introduced a Bill to regulate elections for members of the General Assembly, to point out the mode of taking testimony in contested elections, and to punish certain officers.

Also, a Bill to regulate the offices of Secretary of the Senate and Clerk of the House of Representatives.

Which were severally read the first time.

Mr. Carr introduced a Bill, to incorporate the Bascom Academy in the county of Scriven, and to appoint Trustees for the same; which was read the first time.

Mr. Clark, of Stewart, presented a memorial of the General Assembly of the State of Georgia, to the Congress of the United States, for an early adjustment of the claims of Citizens of Georgia and Alabama, on account of losses sustained on account of depredations committed by the Creek Indians and United States Troops in the late Creek War; which on motion of Mr. Clark, was referred to a Select Committee, consisting of Messrs. Clark of Stewart, Perkins, Tift, Wooldridge and Mobley.

Mr. Tillman, of Tattnall, introduced a Bill to amend an act entitled an act to incorporate Concord Church in Tattnall county, approved February 5th, 1850, so far as

relates to the name of said Church; which was read the first time.

Mr. Seward introduced a Bill, to repeal an act to regulate the licensing of Physicians in this State, assented to 24th December, 1825, and all and every act amendatory thereof, and all and every act, constitutnig a Board of Physicians of this State, or any act regulating the licensing of Physicians of this State; which was read the first time.

Mr. Hill introduced a Bill, to amend the several acts of force in this State, authorizing the Courts of Ordinary to appoint their Clerks administrators in certain cases.

Also, a Bill to amend an act entitled an act to authorize parties to compel discoveries at common law, and to prevent the abuse of the same.

Also, a Bill for the relief of Benjamin H. Cameron;  
Which were severally read the first time.

Mr. Chastain introduced a Bill, to keep open, remove and prevent obstructions to the free passage of fish, &c. in the Hiwassee River from the North Carolina line to Osborne's Mills, in the county of Union, State of Georgia; which was read the first time.

On motion of Mr. Robinson, of Laurens, the order was suspended and the following Resolution of the Senate was taken up, to wit:

*Resolved by the Senate and House of Representatives,*  
That the Committees on the Military, from the two Branches, be a joint Committee on Military Affairs.

On motion of Mr. Robinson, the same was concurred in.

Mr. Merrell introduced a Bill, to authorize the Governor of the State of Georgia, to issue a grant for a certain lot of Land therein mentioned to Zadock Bonner, upon the conditions therein specified; which was read the first time.

Mr. McComb introduced a Bill, to amend an act entitled an act to amend the several acts now in force, regulating the fees of Magistrates and Constables of this State, so far as relates to the county of Baldwin; which was read the first time.

On motion of Mr. Robinson, of Laurens, the order was suspended, and the Bill to appropriate money for the improvement of the Altamaha and other Rivers, was taken up and referred to the Committee appointed, on the motion of Mr. Harris, to whom was referred the memorial of sundry citizens, praying for an appropriation to improve the Altamaha and other Rivers.

The House then took up the special order of the day, which was the Engrossed Bill of the Senate, to alter and amend the sixth Section and third Article of the Constitution of the State of Georgia.

And on the question "Shall this Bill now pass?" it be-

ing a Constitutional question, the yeas and nays were recorded, and are—yeas 100, nays 15.

Those voting in the affirmative, are Messrs.

Allred,	Janes,
Armstrong,	Knox,
Atkinson,	Latimer of Cobb,
Bailey,	Latimer, of Warren,
Bartow,	Lochlin,
Barr,	Lott,
Barnett, of Butts,	Loveless,
Barnett, of Henry,	Lowe,
Baugh,	McComb,
Bellinger,	McDougald,
Bivins,	McFarland,
Bloodworth,	Milledge,
Born,	Merrell,
Byrd,	Moon,
Cameron, of Chattooga,	Mobley,
Cameron, of Telfair,	Morehouse,
Cannon,	Moreland,
Carr,	Morris,
Castens,	Nasworthy,
Chastain,	Perkins,
Christie,	Phillips,
Clark, of Oglethorpe,	Pickett,
Clark, of Stewart,	Pierce,
Cobb, of Dooly,	Powell,
Cobb, of Harris,	Price,
Culler,	Raulerson,
Dawson, of Greene,	Richardson,
Dawson, of Putnam,	Roberts,
Deadwyler,	Robinson, of Laurens,
Dorminy,	Robinson, of Macon,
Dyer,	Russell,
Erwin, of Forsyth,	Scarlett,
Fall,	Seward,
Felton,	Shewmake,
Fuller,	Smith, of Coweta,
Gardner,	Smith, of Hancock,
Gilmore,	Staten,
Grant,	Stephens,
Gray,	Thornton,
Hackney,	Thurmond,
Hall,	Tillman, of Appling,
Harrison,	Tillman, of Tattnall,
Harris, of Clarke,	Trippe,
Harper,	Walker,
Hendrick,	Wallace,

Henly,	Williford,
Henry,	Wofford,
Hill,	Woodward,
Hussey,	Wooldridge,
Jackoway,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	McLain,
Bulloch,	Morel,
Edwards,	Reeves,
Floyd,	Tift,
Gilbert,	Waldhour,
Harris, of McIntosh,	Watts,
Holland,	Winn, of Gwinnett.
Lewis,	

So the Bill was passed by a Constitutional majority.

The House took up the special order of the day, which was the Report on the Bill of the Senate, to lay off and organize a new county from the counties of Pike, Henry and Fayette, and agreed thereto.

The Bill was read the third time and pending the discussion thereon,

Leave of absence was granted to Mr. Reeves for a few days.

The House then adjourned until 3 o'clock, P M.

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### THREE O'CLOCK, P M.

The House met pursuant to adjournment.

On motion of Mr. Hill, the order was suspended, and he presented a communication from the Rev. Thos. F. Scott, on the subject of "public education;"

On motion of Mr. Hill, the same was referred to the Committee on "Public Education," without being read, and one hundred and fifty copies of the same, were ordered to be printed for the use of the House.

The House then resumed the unfinished business of the morning, which was on the passage of the Bill forming a new county from the counties of Pike, Henry and Fayette;

Pending the discussion thereon—

Leave of absence was granted to Mr. Wynn of Oglethorpe, for a few days on special business.

The House then adjourned until half past 9 o'clock, to-morrow morning.

SATURDAY, DEC. 6, 1851.

The House resumed the consideration of the Bill to form a new county from the counties of Pike, Henry and Fayette.

Pending the discussion thereon—

The following Message was received from the Senate by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills:

A Bill to authorize Rharsar McCroane to build a Bridge across the Ogechee River, and crossway the swamps thereof on his own lands in the counties of Bulloch and Scriven;

Also, a Bill to incorporate the Sweetwater Manufacturing Company;

Also a Bill to incorporate the Coosa and Chattooga River Railroad.

The Senate has also passed the following Bills of the House of Representatives—

A Bill to alter and change the time of holding the Superior Courts in the county of Marion, to allow said county two weeks instead of one for the term of said Court, to authorize the judge of said Court to draw two panels of Grand and Petit Jurors, and to authorize and require the Justices of the Inferior Court of said county to draw an additional panel for the next term of said Court;

Also, a Bill to secure to the "Rock Island Factory" certain privileges, and for other purposes therein named;

Also, a Bill supplemental to an Act passed 28th December, 1843, making it the duty of the Governor, whenever the public interest shall require it, to cause the assets of the Central Bank to be deposited in the Treasury of the State.

The Senate has also passed the following Bills of the House of Representatives with amendments, to which they ask the concurrence of the House—

A Bill to extend certain privileges to Thomas D. Prather of the county of Harris, and to make legal and binding the acts and doings of the said Thomas D. Prather, and for other purposes therein contained.

Also, a Bill for the relief of Elizabeth Ann Antony, wife of Lavoiser L. Antony.

Also, a Bill to incorporate a Volunteer Corps of Infantry in the city of Augusta, and to grant unto them certain privileges.

Also, a Bill to prevent the killing of Deer at certain periods of the year, in the county of Carroll.

The following message was received from his Excellency, the Governor, by Mr. Hood his Secretary:

MR. SPEAKER: I am directed by the Governor, to deliv-

er to the House of Representatives a communication in writing.

On motion of Mr. Harris, of Clarke, the order was suspended, and the following communication from his Excellency, was taken up and read as follows, to-wit—

EXECUTIVE DEPARTMENT. }  
Milledgeville, December 6, 1851. }

I lay before the General Assembly, a communication, which I have just received from the City Council and citizens of the City of Savannah. This is done in compliance with the request, contained in the proceedings herewith communicated.

The citizens of Savannah actuated by a laudable desire to exhibit to the Representatives of the people, the growing and important interests of the seaboard of our State, for the time being committed to our care, have extended this invitation to your body, as well as to the Executive and other officers of this State. I am prepared myself to give a prompt and cordial response to this generous movement on the part of our fellow-citizens of Savannah, and do not hesitate to recommend to the General Assembly, an acceptance of the generous hospitality, which has been tendered them.

Believing as I do, that no serious delay will thereby be occasioned to the business of the Legislature, but that it will be productive of much good, in familiarizing those of us clothed with the Executive and Legislative duties of the State, with the important interests of that section of our State, to which we have been so little called in our past business relations.

I also enclose the copy of a communication from Mr. Cuyler, President of the Central Railroad, offering to your body "free travel on the Railroads from Milledgeville to Savannah and back, on any day and any hour which may best comport with your convenience."

HOWELL COBB.

Mr. Felton offered the following Resolution, to-wit—

*Resolved*, That the Governor's communication and the accompanying papers, be referred to a joint Committee, consisting of sixteen members from the House, and eight from the Senate, and that they Report at their earliest convenience.

On motion of Mr. Felton, the same was taken up and agreed to, and the Committee appointed on the part of the House, are Messrs. Felton, Cameron of Chattooga, Carr, Scarlett, Walker, Lowe, Harris of Clarke, Thurmond, Mc-

Comb, Floyd, Bloodworth, Trippe, Merrell, Fuller, Seward and Clark of Stewart.

On motion, Mr. Thurmond was excused from serving on said Committee, and Mr. Barr was added instead.

On motion of Mr. Russell, the Clerk was directed to carry the Resolution forthwith to the Senate.

The House then resumed the consideration of the order of the day.

Pending the discussion thereon—

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has concurred in the Resolution of the House, referring the Governor's Message, communicating the proceedings of the Citizens and City Council of Savannah, to a joint Committee, and have appointed as a Committee on their part, Messrs. Slaughter, Stroud, Moore, Knight, Flourney, McCune, J. L. Bird, and Calhoun.

The House again resumed the consideration of the order of the day—

Which was on the passage of the Bill, making a new county from the counties of Pike, Henry and Fayette.

Pending the discussion thereon—

Mr. Felton made the following Report, to-wit—

The joint Committee to whom was referred the Message of his Excellency the Governor, communicating the action of the City Council and Citizens of the City of Savannah, tendering the hospitalities of the City to the Governor, State House Officers, and the Officers and Members of the General Assembly; and also, the action of the Central Railroad Company, tendering to the persons so invited, free travel over their Road, to and from the City of Savannah, at such time as may suit their convenience, have had the same under consideration, and beg leave to recommend the passage of the following Resolutions:

1st, *Resolved by the Senate and House of Representatives of the State of Georgia*, That the two Houses composing the General Assembly, will accept on their part, the invitation so generously and kindly tendered to them, and that they propose to leave the Seat of Government in time to spend Friday and Saturday next, with their fellow-citizens of the sea-board.

*Resolved*, That the thanks of the General Assembly are hereby tendered to the Central Railroad Company, for the generous offer made to this body, to convey them free of charge, to and from Savannah, and that in signifying our grateful acceptance of that offer, we would suggest the hour of 9 o'clock, on Thursday morning next, as the time when it would be agreeable to us, to leave this place for Savannah.



*Resolved*, That His Excellency, the Governor, be respectfully requested to communicate the action of the General Assembly to the city Council of Savannah.

On motion of Mr. Felton, the Report was taken up.

Mr. Winn, of Gwinnett, moved the following as a substitute in lieu thereof, to-wit—

*Resolved*, That the invitation given by the citizens and City Council of Savannah, to the "Legislature, Governor of the State, and State House officers," be accepted by this House, and the day to partake of their hospitalities shall be the day after the House shall adjourn, *sine die*.

Whereupon, on the call of Mr. Winn, of Gwinnett, and the second of Mr. Wofford, the yeas and nays were required to be recorded, and are—yeas 39, nays 63.

Those voting in the affirmative are Messrs.

Allred,	Lochlin,
Bailey,	Lott,
Barr,	McDougald,
Bivins,	McLain,
Bulloch,	Moon,
Cannon,	Mobley,
Chastain,	Moreland,
Cobb, of Harris,	Patterson,
Deadwyler,	Phillips,
Dorminy,	Pickett,
Dyer,	Pierce,
Fall,	Powell,
Gilbert,	Robinson, of Macon,
Grant,	Staten,
Gray,	Tillman, of Tattnall,
Harrison,	Walker,
Hendrick,	Watts,
Janes,	Wofford,
Latimer, of Cobb,	Winn, of Gwinnett.
Latimer, of Warren,	

Those voting in the negative are Messrs.

Anderson, of Franklin,	Lewis,
Armstrong,	Loveless,
Bartow,	Lowe,
Barnett, of Butts,	McAfee,
Barnett, of Henry,	McComb,
Baugh,	McFarland,
Bloodworth,	Merrell,
Born,	Morehouse,
Byrd,	Morel,
Cameron, of Chatteoga,	Morris,

Carr,	Nasworthy,
Christie,	Perkins,
Clark, of Oglethorpe,	Price,
Cobb, of Dooly,	Raulerson,
Culler,	Richardson,
Dawson, of Putnam,	Roberts,
Erwin, of Forsyth,	Robinson, of Laurens,
Fannin,	Russell,
Felton,	Scarlett,
Floyd,	Seward,
Gardner,	Shewmake,
Gilmore,	Smith, of Coweta,
Harris, of Clarke,	Smith, of Hancock,
Harris, of McIntosh,	Stephens,
Harper,	Thornton,
Henly,	Tift,
Hill,	Tillman, of Appling,
Holland,	Waldhour,
Hussey,	Wallace,
Jackoway,	Williford.
Knox,	Wooldridge.
Langmade,	

So the motion to substitute was lost.

On motion of Mr. Harris, of Clarke, the Rules were suspended, and he laid on the table the following Resolution, to wit—

*Resolved*, That the use of the Representative Chamber, for to-morrow, be granted to the Rev. T. L. Hamner, of Virginia, General Agent of the Sunday School Union, for the purpose of delivering a public address upon the subject of Sunday Schools.

On motion of Mr. Harris, the Rules were further suspended, and the same taken up and agreed to.

Mr. Fannin, from the Committee on Internal Improvements, presented a Report in reference to the affairs of the State Road.

On motion of Mr. Fannin, one hundred and fifty copies of the same were ordered to be printed for the use of the House.

Leave of absence was granted to Mr. Trippe for a few days on special business.

The House then adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and proceeded to consider the Report of the Joint Committee on the Governor's Message, and accompanying documents;

Mr. Tift moved to amend the same by the following substitute to-wit—

*Resolved*, That the House of Representatives duly appreciate the offered hospitality of the City Council and citizens of Savannah, in tendering an invitation to visit that city, and the tender of a free passage by the Central Railroad; but we, the representatives of the people of Georgia, in one branch of the General Assembly, believing that the accepting such invitation would be a bad precedent, and might at some future day be a means of injury to the interests of the people of the State, deem it our duty to decline the invitation.

Mr. Walker moved the following substitute as an amendment to the amendment offered by Mr. Tift, to wit—

*Resolved*, That the members of the House of Representatives of the State of Georgia, have deliberately and gratefully considered the invitation of the citizens of Savannah, to visit their city, and while, under more auspicious circumstances it would be their pleasure as well as, to some extent, their duty, in view of ascertaining the advantages and wants of the principal seaport of the State, to respond, they are nevertheless constrained by a high sense of duty to the State, the disordered condition of whose affairs, requiring minute and laborious investigation and prompt remedies, compel them to decline the invitation so generously tendered;

*Be it further Resolved*, That the interests of the city of Savannah, as the principal seaport and the commercial emporium of the State, and in commendation of the energy and enterprize of her people, is eminently entitled to the fostering care of the Legislature.

Pending the discussion thereon, the following message was received from the Senate by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has agreed to the Report of the Joint Committee, accepting the invitation of the citizens and City Council of Savannah, to visit the city, &c., &c., to which they respectfully ask the concurrence of the House of Representatives.

Mr. Felton moved to take up the message of the Senate; which motion prevailed.

The following Resolutions of the Senate were then taken up, to wit—

*Resolved by the Senate and House of Representatives of the State of Georgia* That the two Houses composing

the General Assembly will accept, on their part, the invitation so generously and kindly tendered to them, and that they propose to leave the Seat of Government in time to spend Friday and Saturday next with their fellow-citizens of the seaboard;

*Resolved*, That the thanks of the General Assembly are hereby tendered to the Central Railroad Company for the generous offer made to this body, to convey them, free of charge, to and from Savannah, and that in signifying our grateful acceptance of that offer, we would suggest the hour of 9 o'clock on Thursday morning next, as the time when it would be agreeable to us to leave this place for Savannah;

*Resolved*, That His Excellency the Governor be respectfully requested to communicate the action of the General Assembly to the City Council of Savannah.

Mr. Tift offered to amend by striking out all the original Resolutions and inserting in lieu thereof the following, to-wit:

*Resolved*, That the House of Representatives duly appreciate the offered hospitality of the City Council and citizens of Savannah, in tendering an invitation to visit that city, and the tender of a free passage by the Central Railroad; but we the representatives of the people of Georgia, in one branch of the General Assembly, believing that the accepting such invitation would be a bad precedent, and might, at some future day, be a means of injury to the interests of the people of the State, deem it our duty to decline the invitation.

Mr. Walker moved to amend the amendment by striking it out and inserting in lieu thereof the following, to wit—

*Resolved*, That the members of the House of Representatives of the State of Georgia have deliberately and gratefully considered the invitation of the citizens of Savannah, to visit their city, and while, under more auspicious circumstances, it would be their pleasure, as well as, to some extent, their duty, in view of ascertaining the advantages and wants of the principal seaport of the State, to respond, they are nevertheless constrained, by a high sense of duty to the State, the disordered condition of whose affairs, requiring minute and laborious investigation and prompt remedies, compel them to decline the invitation so generously tendered;

*Be it further Resolved*, That the interests of the City of Savannah, as the principal seaport, and the commercial emporium of the State and in commendation of the energy and enterprize of her people is eminently entitled to the fostering care of the Legislature.

The question being divided the first question was on the striking out the original Resolutions—

Whereupon, on the call of Mr. Cannon, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 45, nays 64.

Those voting in the affirmative, are Messrs.

Allred,	Lewis.
Anderson, of Franklin,	Lochlin,
Barr,	Loveless,
Barnett, of Butts.	Lowe,
Barnett, of Henry,	McDougald,
Baugh,	McLain,
Bivins,	Merrell,
Brinson,	Moon,
Bulloch,	Mobley,
Cannon,	Moreland,
Chastain,	Patterson,
Cobb, of Harris,	Phillips,
Fall	Pickett,
Gilbert,	Pierce,
Grant,	Robinson, of Macon,
Gray,	Thurmond,
Harrison,	Tift,
Hendrick,	Tillman, of Tattnall,
Hussey,	Walker,
Janes,	Watts,
Knox,	Wofford.
Latimer, of Cobb,	Winn, of Gwinnett.
Latimer, of Warren,	

Those who voted in the negative, are Messrs.

Armstrong,	Hill,
Bailey,	Holland,
Bellinger,	Jackoway,
Bloodworth,	Langmade,
Born,	Lott,
Byrd,	McAfee,
Cameron, of Chattooga,	McFarland,
Carr,	Morehouse,
Castens,	Morel,
Christie,	Morris,
Clark, of Oglethorpe,	Nasworthy,
Clark, of Stewart,	Perkins,
Cobb, of Dooly,	Powell,
Culler,	Price,
Dawson, of Greene,	Raulerson,
Dawson, of Putnam,	Richardson,
Deadwyler,	Roberts,
Dorminy,	Robinson, of Laurens,

Dyer,	Russell,
Erwin, of Forsyth,	Scarlett,
Fannin,	Shewmake,
Felton,	Smith, of Coweta,
Floyd,	Smith, of Hancock,
Fuller,	Staten,
Gardner,	Stephens,
Gilmore,	Thornton,
Hall,	Tillman, of Appling,
Harris, of Clarke,	Trippe,
Harris, of McIntosh,	Waldhour,
Harper,	Wallace,
Henly,	Williford,
Henry,	Wooldridge.

So the motion to strike out was lost.

So the Resolutions of the Senate were concurred in.

On motion of Mr. Felton, the House determined to proceed to the consideration of the regular Order of the Day.

On motion of Mr. Clark, of Oglethorpe, the Order was suspended, and he offered the following Resolution, to wit:

*Resolved*, That while the House take recess, to partake of the hospitalities tendered to us by the Citizens of Savannah, that our per diem stop until we return.

Mr. Thurmond moved to amend the same, by striking it out and inserting the following in lieu thereof, as an amendment, to wit—

*Resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met, &c.*, That the per diem pay of the Members, Officers, and Clerks of the Senate and House of Representatives, be and the same is hereby suspended during the absence of the Legislature, on a visit to the city of Savannah;

Pending the discussion thereon—

The Speaker announced from the Chair, that the Secretary of the Senate had, through mistake, not brought in all the Resolutions of the Senate, in connection with the invitation tendered by the citizens of Savannah, to visit that city.

The following Resolution was then read, as agreed to by the Senate, and the same was concurred in by the House, to wit—

*Resolved*, That the Members and Officers of the General Assembly, shall not receive per diem pay during their absence on said visit.

It was moved to suspend the Order and take up the Resolution, which motion prevailed.

The Resolution was then taken up, and Mr. McDougald

offered to amend the same, by the following proviso, to wit—

*Provided*, That this Resolution shall not be so construed as to deprive such members as may not visit Savannah of their per diem pay.

Mr. Fuller moved to amend Mr. McDougald's proviso, by the following proviso, to wit—

*Provided*, The said members do not go home.

Whereupon, on the call of Mr. McDougald, and the second of Mr. Bivins, the yeas and nays were required to be recorded, and are—yeas 90, nays 14.

Those voting in the affirmative, are Messrs.

Allred,	Holland,
Armstrong,	Hussey,
Bailey,	Jackoway,
Barr,	Knox,
Baugh,	Latimer, of Cobb,
Bellinger,	Lewis,
Bivins,	Lochlin,
Bloodworth,	Lott,
Börn,	Loveless,
Brinson,	McDougald,
Byrd,	McFarland,
Cameron, of Chattooga,	McLain,
Cannon,	Merrell,
Carr,	Moon,
Castens,	Morehouse,
Chastain,	Moreland,
Christie,	Morel,
Clark, of Oglethorpe,	Morris,
Clark, of Stewart,	Nasworthy,
Cobb, of Dooly,	Patterson,
Culler,	Phillips,
Dawson, of Greene,	Pickett,
Dawson, of Putnam,	Pierce,
Deadwyler,	Price,
Dorminy,	Raulerson,
Dyer,	Richardson,
Edwards,	Roberts,
Fall,	Robinson, of Laurens,
Farrin,	Russell,
Felton,	Scarlett,
Fuller,	Smith, of Coweta,
Gardner,	Smith, of Hancock,
Gilbert,	Staten,
Gilmore,	Thornton,
Grant,	Thurmond,
Gray,	Tift,

Hackney,	Tillman, of Apling,
Hall,	Tillman, of Tattnall,
Harris, of Clarke,	Trippe,
Harris, of McIntosh,	Waldhour,
Harper,	Wallace,
Hendrick,	Watts,
Henly,	Wofford,
Henry,	Wooldridge,
Hill,	Winn, of Gwinnett.

Those voting in the negative are Messrs.

Anderson, of Franklin,	Janes,
Barnett, of Henry,	Langmade,
Bulloch,	Latimer, of Warren,
Cameron, of Telfair,	Lowe,
Cobb, of Harris,	McAfee,
Erwin, of Forsyth,	McComb,
Floyd,	Mobley.

So the motion to amend prevailed.

Mr. Harper moved the "previous question," and the question being put "Shall the main question be now put?" the same was decided in the affirmative.

The Resolution of the Senate was then concurred in.

The question then recurred on the passage of the Bill to create a new county, from the counties of Pike, Henry and Fayette, and on the question "Shall this Bill now pass?" on the call of Mr. Scarlett and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 59, nays 50.

Those who voted in the affirmative, are Messrs.

Allred,	Janes,
Armstrong,	Langmade,
Bailey,	Lewis,
Barnett, of Butts,	Loveless,
Barnett, of Henry,	Lowe,
Bivins,	McComb,
Byrd,	McDougald,
Cameron, of Chattooga,	Merrell,
Castens,	Morehouse,
Chastain,	Morel,
Christie,	Nasworthy,
Clark, of Oglethorpe,	Patterson,
Cobb, of Dooly,	Powell,
Culler,	Price,
Deadwyler,	Raulerson,



Dorminy,	Roberts,
Edwards,	Robinson, of Laurens,
Fannin,	Robinson, of Macon,
Felton,	Russell,
Floyd,	Scarlett,
Gilbert,	Smith, of Coweta,
Gray,	Smith, of Hancock,
Hackney,	Staten,
Harris, of McIntosh,	Thornton,
Hall,	Tift,
Henry,	Wallace,
Hill,	Watts,
Holland,	Wofford,
Hussey,	Winn, of Gwinnett.
Jackoway,	

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Knox,
Barr,	Latimer, of Cobb,
Baugh,	Latimer, of Warren,
Bloodworth,	Lochlin,
Born,	Lott,
Brinson,	McAfee,
Bulloch,	McFarland,
Cameron, of Telfair,	McLain,
Cannon,	Moon,
Carr,	Mobley,
Clark, of Stewart,	Moreland,
Cobb, of Harris,	Morris,
Dawson, of Greene,	Perkins,
Dawson, of Putnam,	Phillips,
Dyer,	Pickett,
Erwin, of Forsyth,	Pierce,
Fall,	Richardson,
Gardner,	Shewmake,
Gilmore,	Stephens,
Grant,	Thurmond,
Harrison,	Tillman, of Tattnall,
Harris, of Clarke,	Trippe,
Harper,	Waldhour,
Hendrick,	Walker,
Henley,	Wooldridge.

So the Bill was passed.

The House then adjourned until half-past 9 o'clock, Monday morning.

MONDAY, Dec. 8, 1851.

The House met pursuant to adjournment.

Mr. McDougald moved to amend the Journal of Saturday, by the following statement, to wit—

Mr. Fuller, of Fayette, moved an amendment to the amendment of Mr. McDougald, which was adopted;

After that, the previous question was moved and carried, and then there was no vote taken upon the amendment offered by Mr. McDougald; which motion was lost.

Mr. Wynn, of Gwinnett, moved to reconsider so much of the Journal of Saturday as relates to the concurrence of the House in the Resolutions of the Senate accepting the invitation of the City Council and Citizens of Savannah to pay them a visit;

Whereupon, on the call of Mr. Cannon, and the second of Mr. Wynn, of Gwinnett, the yeas and nays were required to be recorded; and are—yeas, 38, nays 71.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Lochlin,
Barr,	Loveless,
Barnett, of Butts,	McDougald,
Barnett, of Henry,	McLain,
Bulloch,	Merrell,
Cameron, of Telfair,	Moon,
Cannon,	Mobley,
Chastain,	Phillips,
Cobb, of Harris,	Pickett,
Deadwyler,	Pierce,
Dorminy,	Robinson, of Macon,
Edwards,	Thurmond,
Gilbert,	Tift,
Grant,	Tillman, of Appling,
Hackney,	Tillman, of Tattnall,
Hendrick,	Watts,
Jackoway,	Williford,
Janes,	Wofford,
Knox,	Winn, of Gwinnett.

Those who voted in the negative, are Messrs.

Allred,	Henry,
Armstrong,	Hill,
Bailey,	Hussey,
Bartow,	Langmade,
Barlow,	Latimer of Cobb,
Baugh,	Latimer, of Warren,

Bellinger.	Henly,
Bivins,	Lewis,
Bloodworth,	McAfee,
Born,	McComb,
Brinson,	McFarland,
Byrd,	Morehouse,
Cameron, of Chattooga,	Moreland,
Carr,	Morel,
Castens,	Morris,
Christie,	Nasworthy,
Clark, of Oglethorpe,	Patterson,
Clark, of Stewart,	Perkins,
Cobb, of Dooly,	Price,
Culler,	Raulerson,
Daniel,	Richardson,
Dawson, of Greene,	Roberts,
Dyer,	Robinson, of Laurens,
Erwin, of Forsyth,	Russell,
Fall,	Scarlett.
Fannin,	Seward,
Felton,	Shewmake,
Floyd,	Smith, of Coweta,
Fuller,	Smith, of Hancock,
Gardner,	Staten,
Gilmore,	Stephens,
Hall,	Thornton,
Harrison,	Waldhour,
Harris, of Clarke,	Walker,
Harris, of McIntosh,	Woodward,
Harper,	Wooldridge.

So the motion to reconsider was lost.

Mr. Price moved to reconsider so much of the Journal of Saturday; as relates to the concurrence of the House in the Resolution of the Senate, stopping the "per diem" pay of the members and officers of the General Assembly while they are on a visit to the city of Savannah.

Mr. Wofford raised the point, that the motion to reconsider was out of order; which the Chair overruled.

The question then recurred on the motion to reconsider;

Whereupon, on the call of Mr. Thurmond, and the second of Mr. Cannon, the yeas and nays were required to be recorded.

Pending the discussion thereon, Mr. Price withdrew the motion to reconsider.

Mr. Fuller moved to reconsider so much of the Journal of Saturday as relates to the pasage of the Bill creating a new county from the counties of Pike, Henry and Fayette;

Whereupon, on the call of Mr. Fuller and the second of Mr. Shewmake, the yeas and nays were required to be recorded; and are—yeas 20, nays 90.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Knox,
Bellinger,	McAfee,
Bloodworth,	McLain,
Bulloch,	Morris,
Cannon,	Perkins,
Fall,	Phillips,
Fuller,	Richardson,
Gardner,	Thurmond,
Harrison,	Walker,
Hendrick,	Williford.

Those voting in the negative are Messrs.

Armstrong,	Janes,
Bailey,	Langmade,
Barr,	Latimer, of Cobb,
Barnett, of Butts,	Latimer, of Warren,
Barnett, of Henry,	Lewis,
Barlow,	Lochlin,
Bivins,	Lott,
Born,	Loveless,
Brinson,	Lowe,
Byrd,	McComb,
Cameron, of Chattooga,	McDougald,
Carr,	McFarland,
Castens,	Merrell,
Chastain,	Moon,
Christie,	Mobley,
Clark, of Oglethorpe,	Morehouse,
Clark, of Stewart,	Moreland,
Cobb, of Harris,	Morel,
Cobb, of Dooly,	Nasworthy,
Culler,	Patterson,
Daniel,	Pickett,
Dawson, of Greene,	Pierce,
Dawson, of Putnam,	Powell,
Deadwyler,	Price,
Dorminy,	Raulerson,
Dyer,	Roberts,
Edwards,	Robinson, of Laurens,
Erwin, of Forsyth,	Russell,
Fannin,	Scarlett,
Felton,	Seward,
Floyd,	Shewmake,

Gilmore,	Smith, of Coweta,
Gilbert,	Smith, of Hancock,
Grant,	Staten,
Gray,	Stephens,
Hackney,	Thornton,
Hall,	Tift,
Harris, of Clarke,	Tillman, of Tattnall,
Harris, of McIntosh,	Tillman, of Appling,
Harper,	Waldhour,
Henly,	Watts,
Henry,	Wofford,
Hill,	Woodward,
Hussey,	Wooldridge,
Jackoway,	Winn, of Gwinnett.

So the motion to reconsider was lost.

The call of the counties being the regular Order of the Day ;

Mr. Tift introduced a Bill to authorize parties litigant, or parties in interest, or plaintiffs or defendants, to testify in civil causes, in any of the Courts in this State, on certain conditions, and to authorize parties plaintiffs to procure the testimony of the opposing party, or any party in interest ; which was read the first time.

The following Message was received from the Senate by Mr. Glenn, their Secretary—

MR. SPEAKER : The Senate has passed the following Bills ;

A Bill to regulate the advertising of Clerks, Sheriffs, and other State and county officers, to provide for the preservation of newspapers containing the same, and for other purposes ;

Also, a Bill to regulate the practice of the Supreme Court, and of the Superior Courts, and for other purposes ;

Also, a Bill in relation to the issuing of Change Bills and private banking, to punish the same, and to authorize the Banks of this State to issue bills of certain denominations ;

Also, a Bill to amend the several Acts now in force, regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for collecting the same ;

Also, a Bill to limit the time for taking out grants to the States' half and the informers' half, of any lot of land fraudulently drawn in any of the land and gold lotteries of this State, and to provide for the granting of the same after the expiration of said time.

The Senate has also passed the following Bill of the

House of Representatives with amendments, to which they ask the concurrence of the House—

A Bill to authorize Obadiah S. Dickerson, the present County Surveyor of Rabun county, to resurvey a part of the first and second Districts of said county, and to appropriate money for the same.

Mr. Merrell introduced a Bill to alter and amend the fourth section of an Act, entitled an Act, to amend the twenty-sixth section of the Judiciary Act, passed December 16th, 1799; also, to prevent a fraudulent enforcement of dormant judgments; which was read the first time.

Mr. Henry from the Special Committee, to whom was referred the memorial of Moses Sheftall, Rebecca B. Cohen and Perla S. Solomons, heirs of Dr. Moses Sheftall, deceased, for relief; and, also, the Report of the Special Committee made in relation to the same at the last session of the Legislature, and the Bill introduced by said Committee at said session for the relief of the said memorialists;

Reported a Bill for the relief of Moses Sheftall, Rebecca B. Cohen and Perla S. Solomons, heirs of Dr. Moses Sheftall, deceased, which was read the first time.

Mr. Henry, also from the Committee on the Judiciary, to whom was referred a Bill to stop the running of the Statute of Limitations in all cases where the defendant shall abscond or remove beyond the limits of this State, reported favorable to its passage, with the following amendment:

“By striking out the phrases, ‘or to parts unknown,’ and ‘or until his or her place of residence is ascertained.’”

Mr. Henry, also, from the Committee, to whom was referred the Bill to repeal the first and second sections of an Act, approved the 23rd February, 1850, entitled an Act, to curtail the labor of the Clerk of the Supreme Court, and to reduce the cost in said Court, and to authorize amendments in said Court.

Mr. Henry, also, from the same Committee, to whom was referred the Bill to make penal the killing, purloining or enticing away certain birds and domestic animals;

Reported the same back to the House without any expression of opinion thereon.

Mr. Allred introduced a Bill to appropriate a sum of money to pay Jesse Monroe for a lot of land; which was read the first time.

Mr. Latimer, of Cobb, introduced a Bill to appoint the time of holding the Superior Courts in the Blue Ridge Circuit of this State, and to legalize and make valid all writs, executions, and other processes, made returnable to the Superior Courts of the several counties in said Circuit, at the times of which said Court have heretofore been

held, and for other purposes; which was read the first time.

Mr. Dyer introduced a Bill to repeal an Act, consolidating the offices of Tax Collector and Receiver in the county of Cherokee, and to better provide for paying Jurors in said county; which was read the first time.

Mr. Cobb, of Dooley, introduced a Bill to prescribe and point out the mode of proof in cases of forcible detainer;

Also, a Bill to prevent the fraudulent taking and carrying away any stray animal, and to provide the punishment therefor;

Which were severally read the first time.

Mr. Born, of DeKalb, introduced a Bill to compensate the Grand Jury of the county of DeKalb, and to provide for the payment of the same; which was read the first time.

Mr. Fuller, from the Special Committee to consolidate Bills authorizing persons to plead and practice Law, reported a Bill to authorize certain persons therein named to plead and practice Law in the several Courts of Law and Equity, on certain conditions.

Mr. Fuller, also, from the Special Committee, to consolidate certain Bills, reported a Bill to compensate Grand and Petit Jurors, in certain counties therein named;

Which were severally read the first time.

Mr. Harrison introduced a Bill to amend the Road Laws of this State, so far as respects the county of Columbia; which was read the first time.

Mr. Price, introduced a Bill to incorporate the Baptist Church of Christ at Cedar Creek, in Floyd county;

Also, a Bill to appropriate money for the payment of a debt due by the Commissioners of the Deaf and Dumb Asylum to the Trustees of the Hearn Manual Labor School;

Which were severally read the first time.

Mr. Erwin, of Forsyth, introduced a Bill to incorporate Bethlehem Camp Ground in Forsyth county, and to appoint Trustees for the same;

Also, a Bill to alter and change the names of Josephine Vickry, Mary Vickry and Josephus Vickry, to that of Josephine Cobb, Mary Cobb and Josephus Cobb, and to make them legal heirs of J. A. Cobb of Forsyth county;

Which were severally read the first time.

Mr. Pickett introduced a Bill, to make a new County out of Gilmer and Union counties, and to be called Buchanan county; which was read the first time.

Mr. Thurmond introduced a Bill, to authorize James A. Strange, an infirm man of the county of Jackson, as an itinerant trader, to vend any goods, wares and merchandise within the Sixth Congressional District, without ob-

taining license for the same ; which was read the first time.

Mr. Robinson, of Laurens, laid upon the table a Resolution, requiring the Governor to furnish certain Books to the county of Laurens.

Mr. Floyd, of Morgan, laid on the table a Resolution, in reference to the distribution of Cobb's new Digest.

Mr. Wooldridge introduced a Bill, to incorporate Ball Hill Camp Ground in the county of Muscogee, and to appoint Trustees for the same ; which was read the first time.

Mr. McDougald introduced a Bill, to incorporate the Columbus and West Point Railroad and Plankroad Company, and to punish persons for violating the same, and for other purposes therein named ; which was read the first time.

Mr. Harper introduced a Bill for the exemption of the Faculty and Students of Emory College, and the Preparatory Department thereof, from Militia duty, and Road and Street working ; which was read the first time.

Mr. Walker introduced a Bill, to add an additional Section to the third article of the Constitution of this State ; which was read the first time, and on motion of Mr. Walker, was referred to the Committee on the Judiciary.

Mr. Carr laid on the table, a Resolution in reference to the meeting and adjournment of the House of Representatives.

Mr. Carr moved to suspend the Rule and take up the motion ; which was lost.

Mr. Fannin introduced a Bill, to change the name of the LaGrange Female Collegiate Seminary ; which was read the first time.

Mr. Fannin also laid on the table, a Resolution in reference to the adjournment of the General Assembly, "*sine die*."

Mr. Wallace introduced a Bill to incorporate the Talbotton Railroad Company ; which was read the first time.

Mr. Lochlin from the Special Committee, to whom was referred the memorial of Angenol Cox and James Richardson, asking remuneration for losses sustained on the Western and Atlantic Railroad, report that the Committee recommend the reference of said memorial, to the Committee on Internal Improvements.

Mr. Scarlett from the Special Committee, to whom certain Bills, were referred for Consolidation ; Reported

A Bill to authorize certain persons to peddle and vend goods, wares and merchandize, without the payment of fee or license ; which was read the first time.

Mr. Robinson, of Macon, laid on the table a Resolution, as follows—

*Resolved*, That the Committee on the Judiciary, be requested to prepare and report a Bill to this House, at their



earliest convenience, prescribing and setting forth the duties of the Ordinary, as contemplated by the sixth section and 3d article of the Constitution, as amended.

On motion of Mr. Robinson, the Rule was suspended, and the same was taken up and agreed to.

Mr. Seward introduced a Bill, to amend the claim Laws of this State; which was read the first time, and on motion of Mr. Seward, was referred to the Committee on Judiciary.

Mr. Merrell introduced a Bill to authorize Attorneys at Law in this State, to join persons together in the holy state of matrimony; which was read the first time.

Mr. Cameron from the Committee on Enrollment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Act, to-wit—

An Act to incorporate the Georgia Military Institute.

Mr. Gardner from the Committee on Enrollment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Act, to-wit—

An Act to alter and amend the sixth section and third article of the Constitution of the State of Georgia.

Mr. Shewmake from the Committee on Enrollment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, to-wit—

An Act to secure to the Rock Island Factory, certain privileges, and for other purposes therein named;

Also, an Act, supplemental to an Act, passed 28th of December, 1843, making it the duty of the Governor, whenever the public interest shall require it, to cause the assets of the Central Bank to be deposited in the Treasury of the State.

Also, an Act, to alter and change the time of holding the Superior Courts in the county of Marion, to allow said county two weeks, instead of one for the Term of said Court; to authorize the Judge of said Court, to draw two panels of Grand and Petit Jurors, and to authorize and require the Justices of the Inferior Court of said county, to draw an additional panel for the next Term of said Court.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER:—The Senate has passed the following Resolutions—

*Resolved*, That the hour of departure of the Officers and Members of the General Assembly, from the city of Milledgeville, to the city of Savannah, shall be 10 o'clock, A. M., on Thursday next, the 11th inst., instead of nine o'clock. To which, they ask the concurrence of the House,

and I am directed to bring the same forthwith to this Branch of the General Assembly.

On motion of Mr. Hill, the Rule was suspended, and the House took up the following Resolution, of the Senate, to-wit—

*Resolved*, That the hour of departure of the Officers and Members of the General Assembly for the city of Savannah, shall be 10 o'clock, A. M., on Thursday next, the 11th instant, instead of nine ;

On motion of Mr. Hill, the same was agreed to.

On motion of Mr. McDougald, the Special Order of the day was postponed, and the House took up the Report on the Bill to lay out and form a new county, out of the county of Murray, and to organize the same.

Mr. Bailey moved to amend the same, by striking out the words "the first Monday in January," in the third section, and inserting the words, "the first Monday in February ;" which motion prevailed.

Mr. Bailey moved further, to amend the same, by striking out in the ninth section, the words "just and equitable proportions," and inserting the words "one-half;" which motion prevailed.

Mr. Bartow moved to strike out in the second section, the word "Conesauga;" which motion prevailed.

Mr. McDougald moved to fill the blank by inserting the words "Linn Boyd;" which motion was lost.

Mr. Price moved to fill the blank by inserting the word "Jenkins;" which motion was lost.

Mr. McLain moved to fill the blank, with the word "Glascock;" which motion was lost.

Mr. Wynn, of Gwinnett, moved to fill the blank with the word "Woodbury;" which motion was lost.

Mr. Mobley moved to fill the blank with the word "Few;" which motion was lost.

Mr. Hill moved to fill the blank with the word "Andrew;" which motion was lost.

Mr. Scarlett moved to fill the blank with the word "Taylor;"

Whereupon, on the call of Mr. McDougald, and the second of Mr. Scarlett, the yeas and nays were required to be recorded, and are—yeas 35, nays 63.

Those voting in the affirmative are Messrs.

Allred,  
Barlow,  
Cameron, of Telfair,  
Castens,  
Clark, of Oglethorpe,  
Cobb, of Harris,

McDougald,  
McFarland,  
Morel,  
Nasworthy,  
Pierce,  
Powell,

Dyer,	Richardson,
Floyd,	Robinson, of Laurens,
Gilmore,	Scarlett,
Hall,	Staten,
Hill,	Thornton,
Janes,	Tillman, of Appling,
Knox,	Tillman, of Tattnall,
Langmade,	Waldhour,
Latimer, of Warren,	Woodward,
Lewis,	Wooldridge,
Lowe,	Winn, of Gwinnett.
McAfee,	

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Harrison,
Armstrong,	Harris, of Clarke,
Atkinson,	Harris, of McIntosh,
Bailey,	Harper,
Bartow,	Hendrick,
Barr,	Henly,
Barnett, of Butts,	Hussey,
Barnett, of Henry,	Jackoway,
Bellinger,	Latimer, of Cobb,
Bloodworth,	Lochlin,
Born,	Lott,
Bulloch,	Loveless,
Byrd,	McLain,
Cameron, of Chattooga,	Merrell,
Cannon,	Moon,
Carr,	Mobley,
Chastain,	Moreland,
Christie,	Patterson,
Clark, of Stewart,	Phillips,
Cobb, of Dooly,	Pickett,
Culler,	Price,
Dawson, of Putnam,	Raulerson,
Deadwyler,	Roberts,
Dorminy,	Seward,
Erwin, of Forsyth,	Shewmake,
Fannin,	Smith of Coweta,
Felton,	Stephens,
Fuller,	Tift,
Gilbert,	Wallace,
Grant,	Watts,
Gray,	Wofford.
Hackney,	

So the motion to strike out was lost.

Leave of absence was granted to Mr. Baugh for a few days in consequence of illness.

Leave of absence was granted to Mr. Clarke, of Stewart, or this afternoon, to attend to business of the House.

The House then adjourned until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and proceeded with the unfinished business of the morning; which was on the motion of Mr. Bartow, to fill the blank in the second section, with the word "Whitfield;" and the same prevailed.

Mr. Wofford moved to strike out in the ninth section, the words "said proportion," and inserting the words "the same;" which motion prevailed.

Mr. Wofford moved to amend, by filling the first blank in the eighth section, with the word "first;" the second blank with the word "April," and the third blank with the words "and Tuesday after the first Monday in October;" which motion prevailed.

The Report as amended was then agreed to;

The Bill was read the third time, and on the question, "Shall this Bill now pass," on the call of Mr. Scarlett, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 53, nays 51.

Those voting in the affirmative, are Messrs.

Allred,	Fuller,
Atkinson,	Grant,
Bailey,	Gray,
Barr,	Hackney,
Barnett, of Butts,	Hall,
Barnett, of Henry,	Harris, of McIntosh,
Barlow,	Hendrick,
Bellinger,	Henry,
Bivins,	Jackoway,
Bloodworth,	Janes,
Born,	Lochlin,
Brinson,	Lott,
Byrd,	Loveless,
Cameron, of Chattooga,	Lowe,
Cameron, of Telfair,	McDougald,
Cannon,	Moon,
Castens,	Morel,
Chastain,	Pickett,
Cobb, of Dooly,	Pierce,

Daniel,	Price,
Dawson, of Putnam,	Robinson, of Laurens,
Deadwyler,	Russell,
Dorminy,	Scarlett,
Dyer,	Thornton,
Erwin, of Forsyth,	Wofford,
Felton,	Winn, of Gwinnett.
Floyd,	

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	McFarland,
Armstrong,	Merrell,
Bulloch,	Mobley,
Carr,	Moreland,
Christie,	Morris,
Clark, of Oglethorpe,	Nasworthy,
Cobb, of Harris,	Patterson,
Culler,	Phillips,
Dawson, of Greene,	Raulerson,
Fall	Richardson,
Fannin,	Roberts,
Gardner,	Seward,
Gilbert,	Shewmake,
Gilmore,	Smith, of Coweta,
Harrison,	Stephens,
Harris, of Clarke,	Thurmond,
Harper,	Tift,
Henly,	Tillman, of Tattnall,
Hill,	Waldhour,
Hussey,	Walker,
Knox,	Watts,
Langmade,	Williford,
Latimer, of Cobb,	Williams, of Upson,
Latimer, of Warren,	Woodward,
Lewis,	Woolbridge.
McAfee,	

So the Bill was passed.

The House took up the Special Order, which was the Bill to prohibit the importation or introduction hereafter, of any negro slave or slaves into this State, for the purpose of hire, sale or traffic, and for other objects therein mentioned.

On motion of Mr. Russel, the Bill as amended, and the substitute of the Committee as amended were read, postponed, and made the Special Order of the Day for tomorrow.

Mr. Scarlett moved to suspend the order.

The Order being suspended, Mr. Scarlett laid on the table the following Resolution, to-wit :

*Resolved*, That the House adjourn until 7 o'clock, P M., for the purpose of reading Bills of the House the second time, and Senate Bills the first time.

On motion of Mr. Scarlett, the Rule was suspended, and the same taken up agreed to.

The House then adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment.

The following Bills of the House were severally taken up and read the second time, and committed for a third reading.

A Bill to endow the Southern Botanical Medical College, at Macon, Georgia.

A Bill to pardon James Moushet, convicted of the crime of murder, on circumstantial evidence.

A Bill to amend the several Acts now in force, regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the County of Chatham, and to provide for the mode of collecting the same, so as to extend the provisions of that Act to the County of Richmond.

A Bill to empower and force the Judges of the Superior Courts of this State, to appoint Masters in Chancery in certain cases.

A Bill to preserve the purity of Public Elections in this State, and to prevent Magistrates who hold County or City or Town Offices, from presiding at City, County or Town Elections.

A Bill to change the boundary line of Thomas County, so as to add lot of land No. 110, in the 10th District of Baker County, adjoining the present line of the County of Thomas, so as to add to, and make said lot of land a part of Thomas County.

A Bill to amend the several Acts in relation to issuing grants on head-rights in this State.

A Bill to change the name of the LaGrange Female Institute, and for other purposes therein named.

A Bill to incorporate the town of Antioch, in Troup County, and to provide for the election of Intendant and Commissioners for the same, and to define their powers and for other purposes therein mentioned.

A Bill to change the line between the counties of Ware and Wayne, so as to define the same.

A Bill to change the penalty for certain crimes, from

death, to perpetual imprisonment at hard labor in the Penitentiary.

A Bill to provide more effectually for assessing and collecting taxes on land or real estate.

A Bill to amend an Act, supplementary to the general Tax Laws, approved, February 1st, 1850, and to repeal the second and fourth sections of said Act.

A Bill to incorporate the Coosa and Chattooga River Railroad Company.

A Bill to incorporate the Southern Hydropathic Institute.

A Bill to change the line between the county of Irwin, and the county of Telfair.

A Bill to secure the property of Minors against the mismanagement of their Guardians, by statute, by requiring bond and security, as in other cases of guardianship.

A Bill to add a part of Jackson to Madison county, so as to include the residence of William Sanders, William Sailors and James M. Sailors.

The following Bill, was taken up and read the second time, to wit—

A Bill to appropriate money to pay Dr. W W Wall and Dr. J. A. Miligan for professional services rendered to a number of Irish, who were wounded by the train running off the track of the Western and Atlantic Railroad.

On motion of Mr. Byrd, the same was referred to a Special Committee, consisting of Messrs. Byrd, Holland, Felton, Milledge and Fall.

The following Bill was taken up and read the second time, and referred to the Committee on the Judiciary—

A Bill to be entitled an Act, to require the several Judges of the Superior Courts of this State, in the trial of all cases before a Special Jury, whether the same be of a civil or equitable nature, to have all the parol testimony or evidence given in, taken down in writing, at the request of either counsel for the plaintiff or defendant, in the words and language of the witness as near as may be; and to require said Judges to reduce to writing before pronouncing the same, their judgment or opinion on all questions arising at law in equity, and in all criminal causes, and also to require said Judges to reduce to writing, before delivering the same, their charge to the aforesaid Special and Petit Jurors, in each and all of the aforesaid causes, and for other purposes therein mentioned.

The following Bills of the Senate, were severally taken up and read the first time, to wit—

A Bill to incorporate the town of Marietta, in the county of Cobb, and to enlarge the boundary of said town, and to incorporate the same, under the name of the city of Marietta, and to provide for the election of a Mayor and

City Councilmen, and such other officers as may be required, and confer upon them specified powers and for other purposes therein mentioned.

A Bill to alter and fix the time for holding the Superior Courts in and for the counties of Irwin and Telfair.

A Bill to authorize Simon H. Saunders of Butts county to use the water power on the Shoal at the Indian Spring, reserved for certain purposes and under certain restrictions.

A Bill amendatory of an Act, assented to 22d December, 1834, to alter the laws relating to county academies, so far as relates to the county of Baldwin.

A Bill to fix the price of grants for lands in the tenth and eleventh districts of Ware county, sold under an Act passed the eleventh day of February, 1850.

A Bill to change, alter, and fix the times of holding the Inferior Court of the county of Early, and the Fall Term of the Superior Court of the county of Bulloch.

A Bill to give the election of Marshal and Deputy Marshal of the City of Atlanta to the people, to authorize their removal from office in certain cases therein named, and in those cases to make them ineligible to re-election.

A Bill to authorize grants to issue for fractions, which were paid for by persons not holding certificates for the same, and to refund to purchasers of fractional lots of land, under the Act of 1847, the purchase money and grant fees by them paid, where they may have been or may hereafter be ousted of said land.

A Bill to lay out and organize a new county from parts of the counties of Paulding and Floyd, and attach the same, to a Senatorial, Judicial and Congressional District, and to attach a portion of Cobb county, to the county of Paulding, and to provide for the location of the county site in such new county, and also in the county of Paulding.

A Bill to incorporate the Barnesville Male and Female High School and to appoint Trustees for the same.

A Bill to compensate the Grand and Petit Jurors of the county of Union.

A Bill to incorporate the Ogechee Plankroad Company, and for other purposes therein named.

A Bill to amend an Act, entitled an Act, to incorporate the Savannah Female Asylum Society in the city of Savannah.

A Bill to change the county line between the county of Clarke and the county of Madison, so as to include the land and residence of Obadiah Thompson in the county of Clarke.

A Bill for the relief of Sarah G. Foster, and to grant her certain privileges.

A Bill to authorize the consolidation of the stocks of the Georgia Railroad and Banking Company and of the Wash-



ington Railroad Company, incorporated 5th of February, 1850, and for other purposes.

A Bill to point out the mode of service of writs of *Scire Facias*.

A Bill to authorize the Court of Ordinary of Upson county, to grant Letters of Administration on the undivided estate of Allen McWalker deceased, late of Upson county, and on certain conditions.

A Bill to prohibit owners, overseers, or employers of slaves in this State, from permitting said slaves to do unnecessary work on the Sabbath.

A Bill to compensate the owners of unenclosed ground through which any of the Inferior Courts of this State may grant new roads.

A Bill to authorize Justices of the Peace in any State case, to recognize witnesses for their appearance at Court, at any time as well as at the time of the trial for commitment.

A Bill to amend an Act, entitled an Act to regulate the mode of partitioning lands and tenements in certain cases in the State of Georgia, passed 26th December, 1837.

A Bill to change the name of Eliza Jarratt of Harris county, to that of Eliza Hatchett.

A Bill to change the name of Martha R. Harvey to Martha R. Dixon.

A Bill to change the names of Martha G. Nelson and Charles Y. Nelson, to the names of Martha G. Caldwell and Charles Y. Caldwell.

A Bill to dispose of personal property, levied upon and claimed and for other purposes.

A Bill to extend the Charter of the Augusta Insurance & Banking Company

A Bill to authorize the several Railroad Companies of this State, to establish through rates for the transportation and conveyance of produce, merchandize and passengers, over their respective roads jointly.

A Bill to revive and amend the act, passed on the 20th December, 1834, incorporating and conferring certain powers upon the "Brunswick Canal and Railroad Company."

A Bill to incorporate the Columbus and Greenville Plankroad and Turnpike Company, and the Columbus and Lannahassee Plank and Turnpike-road Company, and the Atlanta and Sweet-water Plank and Turnpike-road Company, and for other purposes therein mentioned.

A Bill to alter and amend the 8th section of the 4th division of the Penal Code.

A Bill to incorporate the Male Academy at Atlanta, and Flint River Academy in Upson county, and to appoint Trustees for the same.

On motion of Mr. Bartow, the Order was suspended,

and the following Bill of the House was read the second time—

A Bill to provide for the education of a certain number of State Cadets in the "Georgia Military Institute," &c.

On motion of Mr. Bartow, the same was referred to a Special Committee of seven, and the Committee appointed by the Chair, are—Messrs. Bartow, Milledge, Felton, Latimer of Cobb, Hill, Seward, and Dawson of Greene.

The House then adjourned until half past nine o'clock, to-morrow morning.

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TUESDAY, DEC. 9, 1851.

The House met pursuant to adjournment.

Mr. Hill moved to reconsider so much of the Journal of yesterday as relates to the passage of the Resolution, requiring the Judiciary Committee to report a Bill, prescribing the duties of an Ordinary, as contemplated by the sixth section of the third article of the Constitution of the State of Georgia; which motion prevailed.

Mr. Scarlett moved to reconsider so much of the Journal of yesterday, as relates to the passage by the House, of the Bill creating a new county from the county of Murray.

Pending the discussion thereon, the following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills:

A Bill to change the name of Margaret Jane Brooks to that of Margaret Jane Chappel, and to make her the heir at law of John B. and Margaret W. Chappel;

Also, a Bill to authorize the Savannah and Ogechee Canal Company to extend their Canal to the Altamaha River.

The Senate has also passed the following Bills of the House of Representatives—

A Bill to authorize the Justices of the Inferior Court of Chatham county, to set aside and invest a sum of money to be inviolably preserved as a permanent fund for the support and maintenance of common or free schools in said county, and for other purposes;

Also, a Bill to change the lines between the counties of Ware and Telfair;

Also, a Bill to amend an Act, passed the 18th day of December, 1834, entitled an Act, to make permanent the public buildings in the town of Cuthbert, in Randolph county, and to incorporate the same;

Also, a Bill to limit the bringing Bills of Review to three years from the date of the decree;

Also, a Bill to authorize the Justices of the Inferior Court for the county of Floyd, to levy an additional tax for county purposes;

Also, a Bill to incorporate the town of Alexander, in the county of Burke, and to appoint Commissioners for the same;

Also, a Bill to grant corporate powers and privileges to Curtright Manufacturing Company;

Also, a Bill to incorporate the Savannah Volunteer Guards of the city of Savannah, and Republican Blues of the city of Savannah;

Also, a Bill to incorporate the Baptist Female College of South-Western Georgia, and to incorporate the Albany Male and Female College, and to confer certain privileges upon the Trustees, therein named.

The Senate has, also, passed the following Bills of the House of Representatives, with amendments, to which they ask the concurrence of the House—

A Bill to distribute to the Justices of the Peace in Habersham county, books belonging to the State;

Also, a Bill to confer certain privileges upon John Everett, of Thomas county, and to make lawful his acts and doings, and give him authority to transact business as though he were of full age;

Also, a Bill for the relief of Executors, Administrators and Guardians, &c.

The Senate has also, passed the following Act of the House of Representatives, passed at the last session of the General Assembly, by a constitutional majority.

An Act to alter and amend the first paragraph of the seventh section of the first article of the Constitution of this State.

The question then recurred on the motion to reconsider, and on the call of Mr. McDougald, and the second of Mr. Seward, the yeas and nays were required to be recorded; and are, yeas 54, nays 60.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,  
Atkinson,  
Baugh,  
Bulloch,  
Cannon,  
Carr,  
Castens, .  
Christie,  
Clark of Oglethorpe,

Clark, of Stewart,  
Culler,  
Dawson, of Greene,  
Fall,  
Fannin,  
Fuller,  
Gardner,  
Gilmore,  
Harrison,

Harris, of Clarke,	Phillips,
Harper,	Powell,
Henly,	Ramsey,
Hill,	Richardson,
Hussey,	Robinson, of Macon,
Knox,	Scarlett,
Latimer, of Cobb,	Seward,
Latimer, of Warren,	Shewmake,
Langmade,	Smith, of Coweta,
Lewis,	Thurmond,
McAfee,	Tift,
McFarland,	Tillman, of Appling,
Merrell,	Tillman, of Tattnall,
Mobley,	Waldhour,
Moreland,	Walker,
Morris,	Wallace,
Nasworthy,	Williford,
Patterson,	Woodward.

Those voting in the negative, are Messrs.

Allred,	Hall,
Bailey,	Harris, of McIntosh,
Bartow,	Hendrick,
Barr,	Henry,
Barnett, of Henry,	Jackoway,
Barlow,	Janes,
Bellinger,	Lochlin,
Bivins,	Lott,
Blackwell,	Loveless,
Bloodworth,	Lowe,
Born,	McComb,
Brinson,	McDougald,
Byrd,	McLain,
Cameron, of Chattooga,	Moon,
Chastain,	Morel,
Cobb, of Harris,	Pickett,
Daniel,	Pierce,
Dawson, of Putnam,	Price,
Deadwyler,	Raulerson,
Dorminy,	Robinson, of Laurens,
Dyer,	Russell,
Edwards,	Smith, of Hancock,
Erwin, of Forsyth,	Staten,
Felton,	Stephens,
Floyd,	Thornton,
Gilbert,	Wall,
Grant,	Watts,
Gray,	Williams,
Hackney,	Wofford,

So the motion to reconsider was lost.

Mr. McDougald moved to suspend the Special Order of the Day, and proceed with the unfinished business of yesterday, which was on the consideration of the Bill to prohibit the importation of slaves into this State, &c.; which motion prevailed.

Mr. Fuller moved to suspend the Order.

The Order being suspended, Mr. Fuller introduced a Bill to carry into effect the amended Constitution of this State in reference to the Ordinaries, and for other purposes; which was read the first time.

On motion of Mr. Fuller, the same was passed to its second reading on to-morrow.

On motion of Mr. Walker, the Order was further suspended, and he laid on the table a Memorial and Resolutions of the City Council of Augusta, praying Congress for the erection of an Arsenal on the Sandhills, near Augusta; which was referred without being read, to the Committee on Military Affairs.

Mr. Bivins moved further to suspend the Order, to take up a Resolution in reference to furnishing Marion county with certain books; which motion was lost.

The House then resumed the unfinished business of yesterday, as the regular Order of the Day, being the pending motion to receive the substitute of the Committee on the Judiciary, in lieu of the original Bill to prohibit the importation or introduction hereafter, of any negro slave or slaves into this State, for the purpose of hire, sale or traffic, and for other objects therein mentioned;

Whereupon, on the call of Mr. Cannon, and the second of Mr. McDougald, the yeas and nays were required to be recorded; and are—yeas 36, nays 77

Those voting in the affirmative, are Messrs.

Allred,  
Atkinson,  
Bartow,  
Blackwell,  
Bloodworth,  
Castens,  
Clark, of Stewart,  
Daniel,  
Dorminy,  
Dyer,  
Edwards,  
Erwin, of Forsyth,

Fannin,  
Hackney,  
Hall,  
Harrison,  
Harris, of Clarke,  
Harris, of McIntosh,  
Henry,  
Hill,  
Langmade,  
Latimer, of Cobb,  
McFarland,  
Morel,

Morris,  
 Ramsey,  
 Richardson,  
 Robinson, of Macon,  
 Scarlett,  
 Shewmake,

Smith, of Coweta,  
 Tillman, of Apling,  
 Tillman, of Tattnall,  
 Trippe,  
 Walker,  
 Wallace.

Those voting in the negative are Messrs.

Anderson, of Franklin,  
 Armstrong,  
 Bailey,  
 Barr,  
 Barnett, of Butts,  
 Barnett, of Henry,  
 Barlow,  
 Baugh,  
 Bellinger,  
 Bivins,  
 Born,  
 Brinson,  
 Bulloch,  
 Byrd,  
 Cannon,  
 Carr,  
 Chastain,  
 Christie,  
 Clark, of Oglethorpe,  
 Cobb, of Dooly,  
 Cobb, of Harris,  
 Culler,  
 Dawson, of Greene,  
 Dawson, of Putnam,  
 Deadwyler,  
 Fall,  
 Felton,  
 Floyd,  
 Fuller,  
 Gilbert,  
 Gilmore,  
 Grant,  
 Gray,  
 Harper,  
 Hendrick,  
 Henly,  
 Hussey,  
 Jackoway,  
 Janes,

Knox,  
 Latimer, of Warren,  
 Lewis,  
 Lochlin,  
 Loveless,  
 Lowe,  
 McAfee,  
 McDougald,  
 McLain,  
 Merrell,  
 Moon,  
 Mobley,  
 Moreland,  
 Nasworthy,  
 Patterson,  
 Phillips,  
 Pickett,  
 Pierce,  
 Powell,  
 Price,  
 Raulerson,  
 Roberts,  
 Robinson, of Laurens,  
 Russell,  
 Seward,  
 Smith, of Hancock,  
 Staten,  
 Thornton,  
 Thurmond,  
 Tift,  
 Waldhour,  
 Wall,  
 Watts,  
 Williford,  
 Williams,  
 Wofford,  
 Woodward,  
 Wooldridge,  
 Winn, of Gwinnett.

So the motion to substitute was lost.

The Report of the Committee of the Whole, as amended, was then agreed to.

The Bill was read the third time.

Pending the discussion thereon, the House adjourned until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and proceeded to the unfinished business of the morning, which was on the passage of the Bill prohibiting the importation or introduction hereafter, of any negro slave or slaves into this State, for the purpose of hire, sale or traffic; and on the question, "Shall this Bill now pass?" on the call of Mr. McDougald, and the second of Mr. Mobley, the yeas and nays were required to be recorded, and are—yeas 56, nays 44.

Those voting in the affirmative, are Messrs.

Allred,	Hill,
Anderson, of Franklin,	Janes,
Armstrong,	Knox,
Bailey,	Langmade,
Bartow,	Latimer, of Warren,
Bivins,	Lochlin,
Blackwell,	Loveless,
Born,	Lowe,
Brinson,	McAfee,
Bulloch,	McDougald,
Clark, of Stewart,	McFarland,
Cobb, of Harris,	Mobley,
Dawson, of Putnam,	Moreland,
Deadwyler,	Morris,
Dorminy,	Nasworthy,
Dyer,	Pierce,
Edwards,	Price,
Erwin, of Forsyth,	Roberts,
Fall,	Robinson, of Laurens,
Fannin,	Shewmake,
Floyd,	Thornton,
Fuller,	Tillman, of Tattnall,
Hackney,	Trippe,
Hall,	Walker,
Harrison,	Williford,
Harris, of Clarke,	Wofford,
Hendrick,	Wooldridge,
Henly,	Winn, of Gwinnett.

Those voting in the negative are Messrs.

Atkinson,	Latimer, of Cobb,
Barr,	Lewis,
Barnett, of Butts,	McLain,
Barlow,	Merrell,
Bloodworth,	Moon,
Byrd,	Morel,
Cannon,	Patterson,
Carr,	Phillips,
Chastain,	Pickett,
Christie,	Ramsey,
Cobb, of Dooly,	Raulerson,
Culler,	Richardson,
Daniel,	Scarlett,
Fowler,	Seward,
Gilbert,	Staten,
Grant,	Thurmond,
Gray,	Tift,
Harris, of McIntosh,	Waldhour,
Henry,	Wall,
Hussey,	Wallace,
Irvin, of Wilkes,	Watts,
Jackoway,	Woodward.

So the Bill was passed under the title thereof.

On motion of Mr. Harris, of Clarke, the Special Order of the Day, which was the Bill to levy and collect a tax for each of the political years, 1852 and 1853, was postponed, and made the Special Order of the Day for Tuesday next.

Leave was granted, and Mr. Dawson, of Greene, recorded his vote in the affirmative on the Bill, prohibiting the importation of slaves into this State, &c.

Leave was also granted to Mr. Bellinger, who recorded his vote in the negative on the passage of the same Bill.

On motion of Mr. Chastain, the Rules were suspended, and the following Resolution of the Senate was taken up, to wit—

*Resolved by the Senate and House of Representatives of the State of Georgia, in General Assembly met, and it is hereby resolved by the authority of the same, That our Senators and Representatives in Congress be requested and earnestly solicited to use their influence in procuring the establishment of a weekly mail route, to be carried upon a two-horse stage-coach from Blairsville to Cassville via the Post-offices now accommodated with the horse-mail from Blairsville to Cassville.*

*And be it further Resolved, That his Excellency, the*



Governor, be requested to furnish each of our Senators and Representatives in Congress, with a copy of this Resolution.

On motion of Mr. Chastain, the same was concurred in.

On motion of Mr. Wofford, the Report of the Special Committee, to whom was referred the memorial of Cox and Richardson, was referred to the Committee on Internal Improvements.

On motion of Mr. Seward, the House took up the following amendment of the Senate, to the Bill of the House, to confer certain privileges upon John Everett, of Thomas county, and to make lawful his acts, and to give him authority to transact business as though he were of full age, to wit—

*And be it further enacted*, That Joseph H. Stockton, Administrator of the estate of Susan B. Langston, deceased, late of Columbia county, who died intestate, leaving an illegitimate child, which has since died, be, and he is, hereby, authorized to settle with, and pay over the estate of Susan B. to her proper heirs at law now in life, without any other accountability for the same, under the escheat laws of this State.

Also, the amendment to the caption of the Bill by the following addition, to wit—

And also, to authorize Joseph H. Stockton, Administrator of the estate of Susan B. Langston, to settle with her heirs; which were severally concurred in.

Mr. Bartow moved to take up the message from the Senate, so far as relates to certain amendments made by the Senate to Bills of the House, therein mentioned;

Which motion prevailed;

The House took up the amendment of the Senate to the Bill of the House, to incorporate a Volunteer Corps of Infantry in the city of Augusta, and to grant unto it certain privileges, by the addition of the two following sections, to wit—

*And be it further enacted*, That in all cases when persons shall be summoned to attend parade in any of the Militia or Volunteer Companies attached to the tenth Regiment of Georgia Militia, it shall be lawful to append to said summons a notice to attend a Court of Enquiry in case of default of attendance at muster, the time and place of said Court being therein stated, and no other notice shall be required if said Court meet at said time and place.

*And be it further enacted*, That all executions for fines for non-attendance at Company, Battalion or Regimental parade, within the limits of said tenth Regiment, shall be directed to any Constable of this State, and shall be levied and collected by a Constable in the same way and manner,

and under the same liabilities as if they issued from a Justices' Court;

And also, by the following addition to the caption of said Bill, to wit—

Also, to amend the Militia Law of this State, so far as relates to the tenth Regiment;

All of which were severally concurred in.

The House took up the amendment of the Senate to the Bill of the House, to extend certain privileges to Thomas D. Prather, of the county of Harris, and to make legal and binding the acts and doings of the said Thomas D. Prather, and for other purposes therein contained; the first, which is as follows, to wit—

And, whereas, Betsey Kelly, a free person of color, has contracted to sell and convey to Eliza Hackett, lot of land owned by her in the city of Augusta;

And, whereas, Robert Harper, a free person of color, has contracted to sell and convey to John Bones, a lot of land owned by him in the city aforesaid; and there being no mode pointed out by law for the sale and conveyance of real estate, owned by free persons of color;

*Be it further enacted*, That the said Betsy Kelly, by and with the consent of her Guardian, Samuel H. Crump, and the said Robert Harper, by and with the consent of his Guardian, Andrew J. Miller, be and they are, hereby, authorized and empowered, respectively, to sell and convey their lots of land to the said Eliza Hackett, and to the said John Bones, respectively, and that any deed of conveyance so made, shall be good and valid to all intents and purposes, whatever, both as to title and any covenants, therein contained.

Also, the second, which is as follows—

And, whereas, James Gardner, Trustee for Mary Hoxey, a free woman of color, holds a lot of land as such Trustee, conveyed to him by George Jones and others, which lot of land situated in the city of Augusta, has been contracted to be sold and conveyed to Charles Catlin;

*Be it enacted*, That the said James Gardner, Trustee as aforesaid, be and he is, hereby, fully authorized to sell and convey said lot of land to said Charles Catlin; and his deed of conveyance of the same shall be good and valid to all intents and purposes, whatever;

Also, the third, which is by adding to the caption the words, "Also, to authorize the sale and conveyance of certain real estate in Augusta, now belonging to certain free persons of color;

All of which were severally concurred in.

The House took up the amendments of the Senate to the Bill of the House, to distribute to the Justices of the

Peace in Habersham county, books belonging to the State, which are as follows—

*And be it further enacted by the authority aforesaid,* That his Excellency, the Governor, be, and he is, hereby, authorized and requested to forward to the Justices of the Inferior Court of Early county, one copy each of the first, second and third Report of the Supreme Court, for the use of said Court and county of Early ;

Also, the following addition to the caption of the Bill :  
“ And, also, to send certain books to Randolph county ;

Which were severally concurred in.

The House took up the amendments of the Senate, to the Bill of the House, for the relief of Executors, Administrators and Guardians, &c.

On motion of Mr. McDougald, the same was postponed for the present.

The House took up the amendments of the Senate, to the Bill of the House, to prevent the killing of deer at certain periods of the year, in the county of Carroll.

On motion of Mr. Merrell, the same was postponed for the present.

The House took up the amendment of the Senate, to the Bill of the House, for the relief of Elizabeth Ann Anthony, wife of Lavoise L. Anthony, of Richmond county, which is, by the addition of the following section, to wit—

*And be it further enacted,* That Eleanor Brown, of the city of Augusta, wife of John M. Brown, be, and she is, hereby, authorized to carry on business on her account, to purchase, hold, and dispose of property in her own name, and for her own and sole use, and to sue and be sued, as if she were a *feme sole* ; and that all her future acquisitions shall be exempt from liability for the debts or contracts of her said husband, and not subject to his control.

Mr. McDougald moved to concur in the same ;

Whereupon, on the call of Mr. Tift, and the second of Mr. McDougald, the yeas and nays were required to be recorded ; and are—yeas 57, nays 42.

Those voting in the affirmative are Messrs.

Bailey,  
Barnett, of Henry,  
Bellinger,  
Bivins,  
Blackwell,  
Bloodworth,  
Born,  
Carr,  
Castens,

Clark, of Stewart,  
Cobb, of Harris,  
Daniel,  
Deadwyler,  
Fall,  
Floyd,  
Fuller,  
Hackney,  
Harrison,

Harris, of McIntosh,	Ramsey,
Henly,	Scarlett,
Henry,	Shewmake,
Hill,	Smith, of Coweta,
Irvin, of Wilkes,	Smith, of Hancock,
Jackoway,	Staten,
Janes,	Stephens,
Knox,	Thornton,
Langmade,	Thurmond,
Latimer, of Warren,	Tillman, of Appling,
Lewis,	Tillman, of Tattnall,
Lott,	Trippe,
Loveless,	Waldhour,
Lowe,	Walker,
McComb,	Wallace,
McDougald,	Watts,
McFarland,	Williams,
Mobley,	Wofford,
Patterson,	Woodward,
Pickett,	Wooldridge.
Price,	

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Hussey,
Armstrong,	Latimer, of Cobb,
Barr,	Lochlin,
Barlow,	McAfee,
Bulloch,	McLain,
Byrd,	Merrell,
Cannon,	Moon,
Chastain,	Moreland,
Christie,	Morel,
Cobb, of Dooly,	Morris,
Dawson, of Greene,	Nasworthy,
Dawson, of Putnam,	Phillips,
Dorminy,	Pierce,
Dyer,	Raulerson,
Erwin, of Forsyth,	Richardson,
Fowler,	Roberts,
Gilbert,	Robinson, of Laurens,
Grant,	Seward,
Gray,	Tift,
Hall,	Williford,
Harris, of Clarke,	Winn, of Gwinnett.

So the motion to concur prevailed.

The House took up the amendment of the Senate to the Bill of the House to authorize Obadiah T. Dickerson, the

present county Surveyor of Rabun county, to resurvey a part of the first and second Districts of said county, and to appropriate money for the same, which is as follows, to wit—

In the fourth line of the caption, and in the 1st section, strike out the word “re-survey” and insert the word “survey.” The same was concurred in.

Mr. Henry from the Committee on the Judiciary, to whom was referred the Bill to authorize the relator in any writ of mandamus, to traverse the answer or return of any person, officer, or corporation, or court of this State, to any writ of mandamus issued by the Superior Courts of this State, reported the same back to the House with amendments, and recommend the passage of the same.

Mr. Henry, also from the same Committee, to whom were referred the Bill to add an additional section, to the third article of the Constitution of this State, reported the same back to the House, and advise against its passage.

Mr. Cameron from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit—

An Act to incorporate the Baptist Female College of South-Western Georgia, and to incorporate the Albany Male and Female College, and to confer certain privileges upon the Trustees therein named.

Also, an Act limiting the bringing bills of review to three years from the date of the decree.

Also, an Act to authorize the Justices of the Inferior Court for the county of Floyd, to levy an additional tax for county purposes.

Also, an Act to incorporate the town of Alexander in the county of Burke, and to appoint Commissioners for the same.

Also, An act to alter and amend the first paragraph of the seventh section of the first article of the Constitution of this State.

Also, an Act to authorize the Justices of the Inferior Court of Chatham county, to set aside and invest a sum of money to be inviolably preserved as a permanent fund, for the support and maintenance of Common and Free Schools, in said county, and for other purposes.

Also, an Act to amend an Act, passed the eighteenth day of December, 1834, entitled an Act to make permanent the Public Buildings in the town of Cuthbert, in Randolph county, and to incorporate the same.

Also, an Act to incorporate the Savannah Volunteer Guards of the city of Savannah, and the Republican Blues of the city of Savannah.

Also, an Act to change the line between the counties of Ware and Telfair.

On motion of Mr. Bartow, the Order was suspended, and the House took up the report on the Bill of the Senate, to change the name of the Court of Common Pleas and Oyer and Terminer of the city of Savannah, and to authorize the Judge to appoint a Solicitor General *pro tem.*, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill of the Senate, to authorize Alfred Braham, to plead and practice Law in the several Courts of Law and Equity in this State, on certain conditions therein named, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill of the Senate, to incorporate the Washington Fire Company of the city of Savannah, and agreed thereto.

The Bill was read the third time, and passed under the title thereof.

The House took up the Report on the Bill of the Senate, to grant certain privileges to the Chatham Artillery, and certain other Volunteer Corps therein named, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill of the Senate, to incorporate the Magnolia Steam Packet Company, and agreed thereto.

The Bill was read the third time, and passed under the title thereof.

The House took up the Report on the Bill to repeal an Act entitled an Act, to consolidate the offices of Tax Collector and Tax Receiver in certain counties.

Mr. Seward moved to amend the same, by inserting in the first section, after the last word in the section, the words "so far as relates to the county of Rabun;"

Which motion prevailed.

The House took up the Report on the Bill of the Senate to amend the Charter of the Jewish Congregation at Savannah, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill of the Senate, to incorporate the Hebrew Benevolent Society of Savannah, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

On motion of Mr. Thurmond, the House took up the Re-

port on the Bill to amend the Attachment Laws of this State.

Mr. Thurmond moved to amend the same, by the following proviso, to come in after the proviso in the Bill, to wit :

*Provided*, That the attachment shall not issue when the joint promissor, or obligor, or partner, shall reside beyond the limits of this State, at the time of creating the debt, when the said joint promissor, or obligor, or partner, is only removing beyond the limits of any county, and not beyond the limits of the State ;

Which motion prevailed.

The Report of the Committee as amended, was then agreed to.

The Bill was read the third time, and passed under the title thereof.

The House took up the Report on the Bill, to repeal an act entitled to repeal an act, to appoint county Treasurers, and define their duties, so far as relates to the counties of Troup, Carroll, Crawford, Murray, Monroe, Montgomery, Pike, Appling, Randolph, Warren, Fayette, Chatham, Cherokee and Stewart, and to give to the people of said counties, the election of Treasurer, approved 20th December, 1849.

Mr. Hill moved to amend the same, by adding to the first section "so far as relates to the county of Troup ;"

The Report of the Committee as amended was then agreed to.

The Bill was read the third time and passed under the title thereof.

On motion of Mr. Scarlett, the following Bill, was taken up and read the second time and committed for a third reading—

A Bill to revive and amend the act, passed on the 20th December, 1834, incorporating and conferring certain powers upon the Brunswick Canal and Railroad Company.

Leave of absence was granted to Mr. Morel for a few days on special business.

The House then adjourned until half past 9 o'clock, to-morrow morning.

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WEDNESDAY, DEC. 10, 1851.

The House met pursuant to adjournment.

Mr. Harris, of Clarke, moved to reconsider so much of the Journal of yesterday, as relates to the rejection of the substitute offered by the Judiciary Committee, in lieu of the original Bill, to prohibit the importation or introduction hereafter, of any negro slave or slaves into this State, for the purpose of hire, sale or traffic, and for other purposes therein mentioned. Pending the discussion thereon—

The following message was received from his Excellency, the Governor, by Mr. Steele, his Secretary :

MR. SPEAKER: I am directed by the Governor, to deliver to the House of Representatives a communication in writing.

On motion of Mr. Russell, the Order was suspended, and the communication from his Excellency, the Governor, was read as follows, to wit—

EXECUTIVE DEPARTMENT,  
Milledgeville, 10th December, 1851. }

I herewith transmit to the General Assembly, the Resolutions and Memorial of the Legislature of Tennessee, which I have received from Mr. James A. Whitesides, the Commissioner of that State.

The subject to which your attention is invited, by these papers, are of a delicate and interesting character. My information on the matters of complaint, in reference to the East Tennessee and Georgia Railroad, and the Western and Atlantic Railroad Companies, is not sufficient to authorize on my part, an indication of the course you should adopt. I commend, however, the tone and feeling exhibited by our sister State, on this branch of the subject, as exhibiting the proper spirit, with which to approach the investigation of the questions involved.

HOWELL COBB.

On motion of Mr. Bartow, the same was referred to the Committee on Internal Improvements.

On motion of Mr. Russell, one hundred and fifty copies of the message, and such accompanying documents, as the Chair may designate, were ordered to be printed for the use of the House.

The following Message was received from his Excellency, the Governor, by Mr. Hood, his Secretary :

MR. SPEAKER: His Excellency, the Governor, has approved and signed,

An Act supplemental to an Act, passed December 28th, 1843, making it the duty of the Governor, whenever the public interest shall require it, to cause the assets of the Central Bank, to be deposited in the Treasury of the State;

Also, an Act to alter and change the time of holding the Superior Courts in the county of Marion, to allow said county, two weeks instead of one, for the Term of said Court. To authorize the Judge of said Court, to draw two panels of Grand and Petit Jurors, and to authorize and require the Justices of the Inferior Court of said county, to draw an additional panel for the next Term of said Court;

Which have been deposited in the Secretary of State's Office.



The House resumed the consideration of the motion to reconsider.

Mr. Price moved the "previous question," and the same was seconded by the House ;

On the question then, "Shall the main question be now put?" the same was decided in the affirmative.

The question then recurred on the motion to reconsider.

Whereupon, on the call of Mr. Hill, and the second of Mr. Harris, of Clark, the yeas and nays were required to be recorded, and are—yeas 49, nays 70.

Those voting in the affirmative are Messrs.

Atkinson,	Henly,
Bartow,	Henry,
Barr,	Hill,
Barlow,	Irvin, of Wilkes,
Bellinger,	Langmade,
Born,	Lochlin.
Cameron, of Telfair.	McFarland,
Cannon,	Moreland,
Cobb, of Dooly,	Morris,
Daniel,	Perkins,
Edwards,	Pierce,
Erwin, of Forsyth,	Ramsey.
Fall,	Richardson,
Fannin,	Robinson, of Macon,
Fowler,	Scarlett,
Fuller,	Shewmake,
Gardner,	Smith of Coweta,
Gilbert,	Tift.
Grant,	Tillman, of Tattniall,
Gray,	Trippe,
Hackney,	Waldhour,
Hall,	Wallace,
Harrison,	Watts,
Harris, of Clarke,	Woodward.
Harris, of McIntosh,	

Those who voted in the negative, are Messrs.

Allred,	Brinson.
Anderson, of Franklin,	Bulloch,
Armstrong,	Byrd,
Bailey,	Cameron, of Chattooga,
Barnett, of Butts,	Carr,
Barnett, of Henry,	Castens,
Bivins,	Chastain,
Blackwell,	Christie,
Bloodworth,	Clark, of Oglethorpe,

Clark, of Stewart,	Merrell,
Cobb, of Harris,	Moon,
Culler,	Mobley,
Dawson, of Greene,	Morehouse,
Deadwyler,	Nasworthy,
Dorminy,	Patterson,
Dyer,	Phillips,
Floyd,	Pickett,
Gilmore,	Powell,
Harper,	Price,
Hendrick,	Raulerson,
Holland,	Roberts,
Hussey,	Robinson, of Laurens,
Jackoway,	Russell,
Janes,	Seward,
Knox,	Smith, of Hancock,
Lane,	Staten,
Latimer, of Cobb,	Stephens,
Latimer, of Warren,	Sumner,
Lewis,	Thornton,
Lott,	Thurmond,
Loveless,	Wall,
Lowe,	Williford,
McAfee,	Wofford.
McDougald,	Wooldridge,
McLain,	Winn, of Gwinnett.

So the motion to reconsider was lost.

Mr. Irvin, of Wilkes, moved to reconsider so much of the Journal of yesterday, as relates to the passage of the Bill prohibiting the importation or introduction hereafter, of any negro slave or slaves into this State, for the purpose of hire, sale or traffic, and for other objects therein named.

Whereupon, on the call of Mr. McDougald, and the second of Mr. Mobley, the yeas and nays were required to be recorded, and are—yeas 82, nays 37.

Those who voted in the affirmative, are Messrs.

Anderson, of Franklin,	Bulloch,
Bailey,	Byrd,
Bartow,	Cameron, of Telfair,
Barr,	Cannon,
Barnett, of Butts,	Carr,
Barlow,	Chastain,
Bellinger,	Christie,
Bloodworth,	Clark, of Oglethorpe,
Born,	Clark, of Stewart,

Cobb, of Dooly,	McLain,
Culler,	Merrell,
Daniel,	Moon,
Dawson, of Greene,	Morehouse,
Edwards,	Moreland,
Erwin, of Forsyth,	Morris,
Fall,	Patterson,
Fannin,	Perkins,
Fowler,	Phillips,
Fuller,	Pickett,
Gardner,	Pierce,
Gilbert,	Powell,
Gilmore,	Ramsey,
Grant,	Richardson,
Gray,	Robinson, of Macon,
Hackney,	Scarlett,
Hall,	Seward,
Harrison,	Shewmake,
Harris, of Clarke,	Smith, of Coweta,
Harris, of McIntosh,	Smith, of Hancock,
Harper,	Staten,
Henly,	Stephens,
Henry,	Thornton,
Hill,	Thurmond,
Hussey,	Tift,
Irvin, of Wilkes,	Tillman, of Tattnall,
Jackoway,	Trippe,
Knox,	Waldhour,
Langmade,	Wall,
Lewis,	Wallace,
Lochlin,	Watts,
Lott,	Woodward.
McFarland,	

Those voting in the negative, are Messrs.

Allred,	Hendrick,
Armstrong,	Holland,
Atkinson,	Janes,
Barnett, of Henry,	Lane,
Blackwell,	Latimer, of Cobb,
Bivins,	Latimer, of Warren,
Brinson,	Loveless,
Cameron, of Chattooga,	Lowe,
Castens,	McAfee,
Cobb, of Harris,	McDougald,
Deadwyler,	Mobley,
Dorminy,	Morel,
Dyer,	Nasworthy,
Floyd,	Price.

Raulerson,	Williford,
Roberts,	Wofford,
Robinson, of Laurens,	Wooldridge,
Russell,	Winn, of Gwinnett.
Sumner,	

So the motion to reconsider prevailed.

Mr. Bartow moved to reconsider so much of the Journal of yesterday, as relates to the passage of the Bill, to change the name of the Court of Common Pleas and of Oyer and Terminer of the City of Savannah, and to authorize the Judge to appoint a Solicitor General, pro. tem.; which motion prevailed.

On motion of Mr. Hill, the reconsidered Bill in reference to the importation of slaves, &c., was referred to a Committee of the Whole House.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment, and the following Bill, pursuant to a previous motion of yesterday, was read the second time, and referred to the Committee on the Judiciary, to wit—

A Bill to carry into effect, the amended Constitution of this State, in reference to the Ordinaries, and for other purposes.

The following message was received from the Senate, by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has passed the following Bills :

A Bill to incorporate the Mount Zion Academy in the county of Murray, and the Hawkinsville Academy, and to appoint Trustees therefor, and the Fort Valley Female Seminary High School.

Also, a Bill to incorporate the Griffin Synodical College, and to grant to such incorporation, certain rights, immunities and privileges.

Also, a Bill to secure to W T. Colquitt and others, the use of that part of the water of the Chattahoochee River, belonging to the State, at and about the city of Columbus, and for other purposes therein mentioned.

Also, a Bill to alter and amend the 1st section of an Act, entitled an act to alter and amend the several acts, in relation to itinerant traders, and to prescribe the mode of obtaining license, approved, November 27th, 1845, so far as respects the county of Lee.

Also, a Bill to limit the lien of judgments, rendered in any of the Courts of this State.

Also, a Bill to amend the several Acts, incorporating Oglethorpe University, &c.

Also, a Bill to change the name of John Shehane, of the county of Chatham, to the name of John Theodore McFarland, and to allow and qualify the said John, under the name of John Theodore McFarland, to inherit property from John McFarland of Chatham county.

Also, a Bill to incorporate the Georgia Mechanical and Manufactural Institute of the State of Georgia, and to confer certain privileges on the same.

Also, a Bill to authorize a grant to issue to Henry S. Roberts, for a certain lot of land and for other purposes.

Also, a Bill to incorporate Atlanta Lodge, No. 59; Perry Chapter, No. 18, in the town of Perry, Houston county, and Houston Lodge, No. 35, and Thurmond Lodge, No. 107, and Lincolnton Lodge, No. 78, and Thomaston Chapter, No. 29, Morning Star Lodge, No. 27, of Free and Accepted Masons, and Greensboro' Division, No. 67, Sons of Temperance, and Ringgold, Lodge No. — of Free and Accepted Masons.

Also, a Bill to alter and amend the twenty-seventh section of the tenth division of the Penal Code.

Also, a Bill to incorporate the Village of Cave Spring, in the county of Floyd, and to provide for the election of Commissioners for the same, and to amend an act entitled an act, to incorporate the Manual Labor School at Cave Spring, Van's Valley, Floyd county, Georgia, assented to 21st December, 1839.

Also, a Bill to amend an act entitled an act amendatory of, and in addition to the various acts heretofore passed, in reference to the city of Savannah, approved, Dec. 8, 1849, to allow an appeal to a Special Jury in the Superior Court of Chatham county, from any decision made under the 6th section of that Act, and also, to provide for the registry of the names of all persons entitled to vote for Mayor and Aldermen of said city, and to prevent persons from voting for such Mayor and Aldermen whose names are not registered.

The call of the counties being the regular Order of the day,

Mr. Nasworthy introduced a Bill, to allow Augustus H. Anderson and Moses P. Greene, to erect a Bridge across the Ogechee River, in Burke and Emanuel counties;

Which was read the first time.

Mr. Shewmake introduced a Bill, to regulate the retailing of Spirituous Liquors, in the county of Burke;

Which was read the first time.

Mr. Bellinger laid on the table a Resolution as follows—

*Resolved*, That a Committee on auditing accounts of members, be appointed by the Speaker, provided that no account be audited, until the Appropriation Bill be passed.

On motion of Mr. Bellinger, the same was taken up and agreed to.

Mr. Bellinger also laid on the table, the following Resolution, to wit—

*Resolved*, That the Committee on Accounts of Members be instructed to audit the accounts of Elbert W Baynes and James Williams, of Jasper county, for their mileage in coming to the Seat of Government, and their per diem pay during the time they were members of this House.

On motion of Mr. Bellinger, the same was taken up.

Mr. Hill offered the following amendment, by adding after the words "Seat of Government," the words "and returning home ;" which was accepted.

The Resolution as amended was then agreed to.

Mr. Winn, of Gwinnett, introduced a Bill to change the line between the counties of Hall and Gwinnett, so as to include Sherwood's Mills in the county of Gwinnett ;

Which was read the first time.

Mr. Moreland from the Committee on the Lunatic Asylum, reported the following Bill accompanied by a Report, to wit—

A Bill to appropriate money for making useful and necessary improvements in connection with the Lunatic Asylum ;

Which was read the first time.

On motion, one hundred and fifty copies of the Bill and Report were ordered to be printed.

Mr. Harris, of McIntosh, from the Special Committee to whom was referred a Bill to appropriate money for the improvement of the navigation of the Altamaha, Ocmulgee and Oconee Rivers, and to appoint Commissioners for the same, reported favorable to the passage of the same.

On motion of Mr. Harris, one hundred and fifty copies of the same, were ordered to be printed.

Mr. Harris also introduced a Bill, to repeal an act to authorize the citizens of McIntosh county, to elect Commissioners of Pilotage for the Port of Darien, and regulate the fees of the same, approved January 18th, 1850, and for the purpose of altering the time, mode and manner of electing said Commissioners, and for other purposes ;

Which was read the first time.

Mr. Bloodworth introduced a Bill to compel Receivers of Tax Returns in the several counties of this State, to require persons giving in their taxable property, to give in the number of all lots of land belonging to them and the district and county in which said land is situated, and for other purposes.

Also, a Bill to separate and divorce Joseph Huff and his wife, Catharine Ann Huff, formerly Catharine Ann.

Williams, of the county of Carroll; which were severally read the first time.

Mr. Gardner introduced a Bill, to authorize the Treasurer of Pike county, or the Treasurer of the Poor School of said county, to pay over to L. E. Stubbs, or his lawful representatives, the sum of money therein named;

Which was read the first time.

Mr. Williford introduced a Bill, to amend an act, to abolish, change and establish new Election Precincts in the counties hereinafter named, and to confer certain powers upon the Inferior Courts, and to authorize three free-holders to manage and superintend elections in certain cases;

Which was read the first time.

Mr. Barlow introduced a Bill, to incorporate Wildey Lodge, No. 32, of the Independant Order of Odd Fellows, at Americus, Georgia;

Which was read the first time.

Mr. Stephens presented a Memorial from the Southern Central Agricultural Association, praying the encouragement of Agriculture;

And on motion of Mr. Stephens, one hundred and fifty copies were ordered to be printed for the use of the House.

Mr. Chastain introduced a Bill, for the relief of G. McFarland, of the county of Walker, and appropriate money for the same;

Which was read the first time.

Mr. Moon introduced a Bill, to compensate the Grand Jury of the county of Walton, and to provide for the payment of the same;

Which was read the first time.

The following message was received from his Excellency the Governor, by Mr. Hood, his Secretary—

MR. SPEAKER: His Excellency, the Governor, has approved and signed—

An Act to secure to the Rock Island Factory certain privileges, and for other purposes therein named;

Which has been deposited in the Secretary of State's office.

Mr. Price introduced a Bill, to incorporate the Fire Company of the city of Rome, to be known by the name and style of the Oostanaulee Fire Company, No 1, and to grant to them certain privileges and exemptions, and to authorize the Mayor and Aldermen of said city of Rome, to levy and collect a tax for the establishment and maintenance of a Fire Department in said city;

Which was read the first time.

Mr. Shewmake from the Committee on Enrollment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, to-wit—

An Act for the relief of Elizabeth Ann Anthony, wife of Lavoise L. Anthony, of Richmond county, and also of Eleanor Brown of the city of Augusta.

Also, an Act to authorize Obadiah T. Dickinson, the present county Surveyor of Rabun county, to survey a part of the first and second districts of said county, and appropriate money for the same.

Also, an Act to extend certain privileges to Thomas D. Prather of the county of Harris, and to make legal and binding, the acts and doings of the said Thomas D. Prather and for other purposes therein contained.

Also, to authorize the sale and conveyance of certain real estate in Augusta, now belonging to certain free persons of color.

Also, an Act to grant corporate powers and privileges to the Curtwright Manufacturing Company.

Also, an Act to incorporate a Volunteer Corps of Infantry in the city of Augusta, and to grant unto it certain privileges; also, to amend the militia laws of this State, so far as relates to the Tenth Regiment.

Also, an Act to confer certain privileges upon John Everett of the county of Thomas, and to make lawful his acts, and give him authority to transact business, as though he were of full age; and to authorize Joseph Stockton, administrator of the estate of Susan B. Langston, to settle with her heirs.

Mr. Clark, of Stewart, from the Special Committee, to whom was referred the petition of John Usry, reported the facts in the case, without any expression on the part of the Committee in reference, with the recommendation that it be referred to the Committee on the Judiciary, with the instruction that they report on the same.

Mr. Clark, of Stewart, also introduced a Bill, to change the time and place of holding the Supreme Court of the State of Georgia, in the Second Supreme Court Judicial Circuit;

Which was read the first time.

The Committee appointed under the Resolution of the House, to audit accounts, was announced by the Speaker to consist of Messrs. Bellinger, Floyd, Harris, of Clark, Seward, and Clark of Stewart.

Mr. Bartow introduced a Bill, to regulate the mode of electing Constables in the city of Savannah.

Also, a Bill to provide means for the equipment, construction and repair of the Western and Atlantic Railroad, and to pay off the existing liabilities of the same;

Which were severally read the first time.

Mr. Harper from the Special Committee, for the purpose of consolidating certain Bills, reported a Bill to incor-



porate certain Academies, Churches, Lodges, Divisions, Camp Grounds, &c.

Also, introduced a Bill, accompanied by a Petition, to lay out and organize a new county from the counties of Newton, Jasper and Morgan, and to attach the same to the Ocmulgee Circuit, and to the — Brigade of the Division of Georgia Militia, to the Seventh Congressional District, and Senatorial District ;

Which were severally read the first time.

Mr. Bellinger moved to refer the Bill just read, creating a new county from the counties of Jasper, Newton and and Morgan, to a Select Committee of five ;

Which motion was lost.

Mr. Seward moved to postpone the Special Order of the Day, which was the Bill providing for the election of Judges by the people, and make the same the Special Order of the Day for Tuesday next ;

Which motion prevailed.

Mr. Bartow moved also to suspend a Special Order of the Day, on the Bill for the government and management of the Western and Atlantic Railroad, and make the same the Special Order of the Day for Monday next.

Which motion prevailed.

On motion of Mr. Scarlett, the Order was suspended, and the House took up the Report on the Bill of the Senate, to revive and amend the Act passed on the 20th December, 1834, incorporating and conferring certain powers upon the Brunswick Canal and Railroad Company ; and agreed thereto.

The Bill was read the third time and passed under the title thereof.

On motion of Mr. James, the Order was further suspended, and the following Bills of the Senate, were read the second time, and committed for a third reading, to wit—

A Bill to lay out and organize a new county, from parts of the counties of Paulding and Floyd, attach the same to a Senatorial, Judicial and Congressional District, and to attach a portion of Cobb county to the county of Paulding, and to provide for the location of a county site in such new county, and also in the county of Paulding.

A Bill to lay out and form a new county from the counties of Meriwether, Coweta and Fayette, and to provide for the organization of the same.

Mr. Hill moved to make the two Bills, just read, the Special Order of the Day for Monday next ;

Which motion prevailed.

Mr. Shewmake from the Committee on Enrollment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Act, to-wit—

An Act to distribute to the Justices of the Peace of Habersham county, books belonging to the State, and also to send books to Early county.

On motion of Mr. Cannon, the Rules were suspended, and the House took up the following Resolution, to wit—

*Resolved by the Senate and House of Representatives of the State of Georgia, in General Assembly met, and it is hereby resolved by the authority of the same, That our Senators and Representatives in Congress be and they are hereby requested and earnestly solicited to use their utmost endeavor in procuring the establishment of a weekly mail route, to be carried upon a two-horse stage or coach from Ashville, Buncomb court house, N. Carolina to Clarksville, Habersham county, Georgia, via the post-offices now established with the horse-mail from Ashville, Buncombe county, North Carolina, to Clarksville, Habersham county, Georgia.*

*And be it further Resolved, That his Excellency, the Governor, be requested to furnish each of our Senators and Representatives in Congress, with a copy of this Resolution.*

Mr. Cannon moved to amend the same, by adding “also a weekly horse-mail from Whet-stone Post-Office in Pickens District, S. C., to Clayton, in Rabun county, Georgia; also a weekly horse-mail from Swayne’s store, in Telfair county, Georgia, to Waresboro’, in Ware county;”

Which motion prevailed.

The Resolution so amended was then agreed to.

The House then adjourned until 7 o’clock, P M.

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SEVEN O’CLOCK, P M.

The House met pursuant to adjournment.

The following Bills of the House, were severally taken up and read the second time, and committed for a third reading—

A Bill to protect the character of free white females against slander, and for other purposes therein named.

A Bill to appropriate money for the improvement of the navigation of the Altamaha, Ocmulgee and Oconee rivers, and to appoint Commissioners for the same.

A Bill to protect the people of Georgia against corrupt legislation, and to punish all persons who violate the provisions of this act, and to add the same as another section to the eighth division of the Penal Code of this State, under the head of crimes and offences against the public justice.

A Bill to refund to Ira Sanburn, of Decatur county, a certain sum of money therein named.

A Bill to appropriate and refund to Joseph Marshall, Tax Collector of said county, a certain sum of money therein named.

A Bill to authorize the Court of Ordinary, of Upson county, to grant Letters of Administration on the undivided estate of Allen McWalker, late of Upson county deceased, and upon certain conditions.

A Bill to exempt from Pilotage over the Bar and River Savannah, in the county of Chatham, all steam vessels carrying a mail, and plying between the State of Georgia, and the States of South Carolina and Florida.

A Bill for the relief of Lucy M. Whitehead, of the county of Cobb.

A Bill to incorporate and appoint Trustees to the Washington county Female Institute.

A Bill to repeal all laws heretofore passed, changing the residence of citizens of this State, from one county to another, without altering the boundary lines between the said counties.

A Bill for the relief of Levi S. DeLyon, and to authorize the Governor to draw a warrant in his behalf.

A Bill to make penal the trading with free persons of color, and to provide for the punishment thereof.

A Bill for the relief of William G. Jacobs, of the county of Gwinnett.

A Bill to authorize contracts in writing, for the use of money.

A Bill to transfer certain Bank Stock therein named, to the Treasurer of the State for Public Education.

A Bill to lay out and form a new county from the counties of Clark, Jackson, Gwinnett and Walton, and to provide for the organization of the same.

A Bill to make permanent the county site, in the county of Lee, at Starkville, and to incorporate the same, to designate the corporate limits thereof, to appoint Commissioners for the same, and to define their powers.

A Bill to increase and regulate the per diem pay of Jailors, for feeding and keeping slaves or free persons of color while confined in Jail.

A Bill to repeal the 1st, 2d. and 3d sections of an Act entitled an act, to authorize the settlement of criminal prosecutions in certain cases, and to regulate more particularly the duties of the Attorneys and Solicitors General, and fix their liabilities, approved February 22d, 1850.

A Bill to provide for the collection of the taxes of the State, and to prescribe the mode thereof.

A Bill to regulate the mode of laying out private ways, and for other purposes.

A Bill to fix the fees of Sheriffs, and other levying officers, in certain cases therein specified.

A Bill to amend the law in relation to public sales.

A Bill to lay out a new county from the counties of Talbot, Macon and Marion, and to attach the same to a Senatorial District.

A Bill compelling Justices of the Peace, of 1030th District of Ware county, to hold Justice Court at the place hereinafter named.

A Bill for the relief of the Teachers of poor children of the county of Upson, for the year eighteen hundred and fifty.

A Bill to regulate the mode of suing the bonds of Executors, Administrators and Guardians.

A Bill to alter and amend the fifteenth section of the first article of the Constitution of the State of Georgia.

A Bill to change the lines between the counties of Telfair and Appling.

A Bill to give a construction to 4th section of the Statute of Frauds, so far as the same relates to a party defendant, being chargeable upon any special promise to answer for the debt, default or miscarriages of a third person, &c.

A Bill to regulate the taxes of Pine Lands in the county of Camden.

A Bill to reduce the Sheriff's Bond of Clinch county.

A Bill to compel owners of Land in Clinch county, to give in and pay taxes for the same in Clinch county.

A Bill to authorize a grant to issue to Wm. P. Hightower, of Campbell county, for fraction No. 151, 8th district, originally Coweta, now Campbell county.

A Bill to incorporate a Bank in the town of Fort Gaines in the county of Early, to be called the South-Western Bank of Georgia, and for other purposes therein named.

A Bill to add an additional section to the thirteenth division of the Penal Code.

A Bill to incorporate the town of Jefferson, Jackson county and to appoint Commissioners for the same.

A Bill to authorize William Richards and Benjamin F. Harny, of Lumpkin county, to practice Medicine in the several counties of this State, and to charge compensation for the same, without a license, as now provided for by law.

A Bill to reduce the Sheriff's bond in the county of Madison.

A Bill to authorize the Rock Island Factory of Muscogee county, to issue and sell the bonds of said Company, and to secure the same for other purposes therein named.

A Bill to repeal certain parts of an act, entitled an act, to point out the mode for the collection of Rents, approved Dec. 16, 1811, and for other purposes therein mentioned.

A Bill to prevent Deputy Sheriffs of this State, from holding the office of Sheriff or Deputy Sheriff for the term of two years, after the expiration of the term of their

principal; also, to prevent Sheriffs after the expiration of their term of office, from holding the office of Deputy Sheriff until after the lapse of two years.

The following Bill of the House, was taken up and read the second time, to wit—

A Bill to prohibit encroachments upon the Sovereign Rights of the State of Georgia, by Foreign Banking Institutions chartered by other States and their agents, within the limits of this State, and for other purposes therein mentioned.

On motion of Mr. Hill, the same was referred to the Committee on Banks,

Mr. Hill moved to suspend the Order.

The Order being suspended, he presented a memorial from the citizens of Columbus, protesting against the passage of the Bill just read;

Which on motion of Mr. Hill, was referred, with the accompanying documents, to the Committee on Banks, in connexion with the afore mentioned Bill.

Mr. Clark, of Stewart, moved to suspend the Order.

The Order being suspended, Mr. Clark moved that the Report of the Select Committee, on the Petition of John Usry, be referred to the Committee on Internal Improvements;

Which motion prevailed.

The following Bills of the House, were taken up and read the second time, and referred to the Committee on Public Education—

A Bill to carry out a Resolution passed by the Convention of the State of Georgia, in December last.

A Bill to point out the better mode for the Education of Poor Children, in the county of Lincoln.

The following Bill of the House, was taken up and read the second time—

A Bill to appropriate money to improve the navigation of the Satilla and Alapaha Rivers, and for other purposes therein named.

On motion of Mr. Lott, the same was referred to a Select Committee, consisting of five, and the Committee appointed, are—Messrs. Lott, Waldhour, Stephens, Tilman of Appling, and Seward.

The following Bill of the House was taken up and read the second time—

A Bill to lay out and organize a new county from the counties of Clark and Gilmer, and attach the same to a Senatorial District and Judicial District, &c.

On motion of Mr. Chastain, the same was referred to a Select Committee of five, and the Committee appointed, are—Messrs. Chastain, Allred, Byrd, Wofford and Russell.

The following Bill of the House was taken up and read

the second time, and referred to the Committee on Internal Improvements, to wit—

A Bill to appropriate a certain sum of money therein named to Malone Cox, of the county of Murray.

The following Bills of the House, were severally taken up and read the second time, and referred to the Committee on the Judiciary—

A Bill to amend an act relative to Guardians of minors receiving and securing the property of their wards, passed 25th December, 1837.

A Bill to amend the act of 1838, regulating the taking of testimony in certain cases.

A Bill to allow the issue of Executions in certain cases.

A Bill to amend the Judiciary Laws of this State, so far as relates to the organization of the Inferior Court.

Leave of absence was granted to Mr. Culler, for a few days on special business, also to Mr. Harris of McIntosh, for Monday and Tuesday next.

The House then adjourned until seven o'clock, to-morrow morning.

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THURSDAY, DEC. 11, 1851.

The House met pursuant to adjournment—

Mr. Scarlett offered the following Resolution, to-wit :

*Resolved, by the Senate and House of Representatives,* That both Branches of the General Assembly, do adjourn until Monday, the 15th inst., until 10 o'clock, A. M.

On motion of Mr. Scarlett, the Rules were suspended, and the same was taken up and agreed to.

On motion, the Clerk was directed to carry the same forthwith to the Senate.

The following Message was received from the Senate by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has concurred in the Resolutions of the House, in regard to both Branches of the Legislature adjourning until Monday morning, 15th inst., 10 o'clock, and I am directed to communicate the same forthwith to the House.

On motion of Mr. Scarlett, the House of Representatives, adjourned until 10 o'clock, A. M., on Monday next.

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MONDAY, DEC. 15, 1851.

The House met pursuant to adjournment.

The call of the counties being the Regular Order of the Day—

Mr. Watts introduced a Bill to change the line between the counties of Campbell and Fayette, so as to include the residence of John Griffin and Thomas Roberts, now of the county of Fayette, in the county of Campbell;

Which was read the first time.

Mr. Dyer introduced a Bill to authorize the Justices of the Inferior Court or a majority of them, in the county of Cherokee, to examine the Tax Collector's insolvent list;

Which was read the first time.

Mr. Price introduced a Bill to incorporate Rome Lodge, No. 40, of the Independent Order of Odd Fellows;

Which was read the first time.

Mr. Bird from the Special Committee, to whom was referred the Bill to appropriate money to pay Dr. W W Wall and Dr. J. A. S. Miligan, for professional services rendered to a number of Irish, who were wounded by the train running off the track of the Western and Atlantic Rail Road—reported favorably to the passage of the same.

Mr. Wynn, of Gwinnett, introduced a Bill to remunerate the firm of Lewis and Freeze, of the State of Tennessee, for damages and loss sustained by them on the Western and Atlantic Railroad, of the State of Georgia, in the year 1850, and to appropriate money for the same;

Which was read the first time.

Mr. Smith, of Hancock, introduced a Bill to incorporate the Sparta Hotel Company;

Which was read the first time.

Mr. Russel introduced a Bill to provide for the election of all the Judges of the Superior Courts, by the free white people of the State of Georgia, and for other purposes therein named;

Which was read the first time.

Mr. Pierce introduced a Bill to incorporate the Union Baptist Church of Christ, in the county of Lumpkin,

Which was read the first time.

Mr. Philips introduced a Bill to incorporate and define the corporate limits of the town of Greenville, in the county of Meriwether, to provide for the election of Intendent and Commissioners for the same, to define their powers, and for other purposes therein named;

Which was read the first time.

Mr. Harper offered the following Resolution, to-wit:

*Resolved*, That the hours for meeting of this House shall be half-past nine o'clock, A. M., three o'clock, P. M., and seven o'clock, P. M., until otherwise directed.

On motion of Mr. Harper, the rules were suspended and the same was taken up.

Mr. Russel moved to amend the same, by striking out "and seven o'clock, P. M.;" which motion was lost.

The Resolution was then agreed to.

Mr. Clark, of Oglethorpe, introduced a Bill to incorporate the Baptist Church at Lexington, Oglethorpe county, and to appoint Trustees for the same ;

Which was read the first time.

Mr. Barlow introduced a Bill to protect the citizens of this State from danger, by the running at large of Lunatic or Insane slaves ;

Which was read the first time.

Mr. Stephens offered a Resolution, in reference to the adjournment of the General Assembly, from the 23d of December, until the 1st Monday in November next.

Mr. Stephens, also, introduced a Bill to repeal an Act, approved, 22nd February, 1850, entitled "An Act to authorize and require the Sheriffs, Coroners, Clerks of the Superior and Inferior Courts, and Courts of Ordinary, in the several counties in this State, to advertise in certain newspapers," so far as the same relates to the county of Elbert ;

Which was read the first time.

Mr. Irvin, of Wilkes, introduced a Bill to amend an Act, entitled an Act, to alter and amend the several Acts in relation to Itinerant Traders, &c., assented to November 27th, 1825.

Which was read the first time.

Mr. Seward introduced a Bill to authorize the lending of money by the State of Georgia, to aid in the construction of the Georgia and Florida Railroad, and to secure the State against loss therein, and for other purposes therein mentioned.

Also, a Bill to prescribe the manner in which actions of ejectment, and writs of forcible entry and detainer shall be sued out, and for other purposes therein mentioned.

Also, a Bill to appropriate money to compensate certain persons therein named, for pursuing and arresting James Williams, charged with the offence of murder, and to reimburse said persons for expenditures in having said James Williams, committed to Jail ;

Which were severally read the first time.

Mr. Sumner introduced a Bill to exempt Henry Rowell, an invalid in Emanuel county, from paying tax ;

Which was read the first time.

Mr. Tift introduced a Bill to provide for the protection and defence of the rights of the citizens of the State of Georgia, against unjustifiable attacks, encroachments or usurpations by other States, whether acting in their individual sovereign capacity, within the limit of powers not delegated in the Constitution or through their Representatives in the Senate of the United States of America ;

Which was read the first time.



Mr. Tift, moved, that one hundred and fifty copies of the same, be printed for the use of the House;

Whereupon, on the call of Mr. Tift, and the second of Mr. Seward, the yeas and nays were required to be recorded, and are—yeas 42, nays 56.

Those voting in the affirmative, are Messrs.

Bailey,	Latimer of Cobb,
Barnett, of Butts,	Lott,
Barlow,	McComb,
Bloodworth,	McLain,
Bulloch,	Merrell,
Byrd,	Moon,
Cannon,	Nasworthy,
Chastain,	Phillips,
Dyer,	Pierce,
Fowler,	Price,
Fuller,	Roberts,
Gilbert,	Russell,
Gilmore,	Scarlett,
Grant,	Seward,
Hall,	Smith, of Coweta,
Henly,	Stephens,
Holland,	Thurmond,
Hussey,	Tift,
Irvin, of Wilkes,	Watts,
Jackoway,	Williford,
Janes,	Wofford.

Those who voted in the negative, are Messrs.

Allred,	Lane,
Anderson, of Franklin,	Langmade,
Anderson, of Wilkes,	Lewis,
Armstrong,	Lochlin,
Bartow,	Loveless,
Barnett, of Henry,	Lowe,
Bellinger,	McAfee,
Bivins,	Mobley,
Blackwell,	Moreland,
Born,	Morris,
Cameron, of Chattooga,	Pickett,
Castens,	Powell,
Clark, of Oglethorpe,	Ramsey,
Clark, of Stewart,	Raulerson,
Cobb, of Harris,	Richardson,
Dawson, of Greene,	Robinson, of Laurens,
Dawson, of Putnam,	Robinson, of Macon,
Dorminy,	Smith, of Hancock,

Edwards,	Staten,
Erwin, of Forsyth,	Sumner,
Fannin,	Tillman, of Appling,
Gardner,	Tillman, of Tattnall,
Hackney,	Waldhour,
Harrison,	Walker,
Harris, of Clarke,	Wall,
Harper,	Williams,
Henry,	Winn, of Gwinnett,
Knox,	Wynn, of Oglethorpe.

So the motion to print was lost.

Mr. Tift presented a petition from Elbert W Baynes and James M. Williams, and the following Resolution thereon, to-wit :

*Resolved*, That the petition of James M. Williams and Elbert W Baynes, with the accompanying testimony, be read and entered on the Journal of the House according to the request of the Petitioners.

On motion of Mr. Seward, the Petition was laid on the table for the present.

The House took up the Special Order of the day, which was the Report on the Bill to lay out and organize a new county, from parts of the counties of Paulding and Floyd, attach the same to a Senatorial, Judicial and Congressional District, and to attach a portion of Cobb county to the county of Paulding, and to provide for the location of a county site in the new county, and also in the county of Paulding.

Mr. Price moved to amend the same by striking out in the first section, the words "then West along the line dividing the counties of Floyd and Paulding to the Alabama line," and inserting the words "thence due North to the North-east corner of lot of land, No. three hundred and forty-one, (341) in said last named Districts, thence due West to the Alabama line ;"

Which motion prevailed.

Mr. Janes offered the following additional section as an amendment, to-wit :

SEC. 11th. *And be it further enacted by the authority aforesaid*, That from the sale of town lots at the new county site to be located in such new county, it shall, and is hereby made the duty of the Inferior Court of such new county, to pay to the citizens, resident within the corporate limits of the town of Van Wert, whatever amount of damages they may sustain to their property within the corporate limits of said town, by the removal of the county site therefrom ; such damages to be assessed by five free-

holders, to be appointed by the Inferior Court of said new county ;

Which was accepted.

The Report of the Committee as amended was then agreed to ;

The Bill was read the third time.

Mr. Latimer, of Cobb, moved to postpone the same for the present ;

Whereupon, on the call of Mr. Stephens, and the second of Mr. Seward, the yeas and nays were required to be recorded, and are—yeas 35, nays 60.

Those voting in the affirmative, are Messrs.

Bartow,	McComb.
Barnett, of Butts,	McLain,
Barlow,	Merrell,
Bellinger,	Moreland,
Bulloch,	Nasworthy,
Cannon,	Powell,
Clark, of Oglethorpe,	Ramsey,
Dawson, of Greene,	Reeves,
Dawson, of Putnam,	Roberts,
Fall,	Robinson, of Macon,
Fowler.	Seward,
Gilbert,	Smith, of Coweta,
Harrison,	Sumner,
Jackoway,	Tift,
Latimer, of Cobb,	Watts,
Lewis,	Williford,
Lochlin,	Wynn, of Oglethorpe.
McAfee,	

Those voting in the negative are Messrs.

Allred,	Hussey,
Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Janes,
Armstrong,	Knox,
Bailey,	Lane,
Barnett, of Henry.	Langmade,
Bivins,	Loveless,
Bloodworth,	Lowe,
Born,	Moon,
Byrd,	Mobley,
Cameron, of Chattooga,	Phillips,
Castens,	Pickett.
Chastain,	Pierce,
Cobb, of Harris,	Price,
Dorminy,	Raulerson,

Dyer,	Richardson,
Erwin, of Forsyth,	Robinson, of Laurens,
Fuller,	Russell,
Gardner,	Scarlett,
Gilmore,	Smith, of Hancock,
Grant,	Stephens,
Gray,	Thurmond,
Hackney,	Tillman, of Appling,
Hall,	Tillman, of Tattnall,
Harris, of Clarke,	Waldhour,
Harper,	Walker,
Henly,	Wall,
Henry,	Wallace,
Hill,	Wofford,
Holland,	Winn, of Gwinnett.

So the motion to postpone was lost.

The question then recured on the passage of the Bill, and on the question "shall this Bill now pass?" on the call of Mr. Stephens, and the second of Mr. Bartow, the yeas and nays were required to be recorded, and are—yeas 54, nays 40.

Those voting in the affirmative are Messrs.

Allred,	Holland,
Anderson, of Franklin,	Irvin, of Wilkes,
Bailey,	Janes,
Bartow,	Knox,
Barnett, of Henry,	Lane,
Bellinger,	Lochlin,
Bivins,	Lott,
Bloodworth,	Loveless,
Born,	Nasworthy,
Bulloch,	Pickett,
Byrd,	Pierce,
Cameron, of Chattooga,	Powell,
Castens,	Price,
Chastain,	Roberts,
Dawson, of Putnam,	Robinson, of Laurens,
Dorminy,	Russell,
Dyer,	Scarlett,
Erwin, of Forsyth,	Smith, of Hancock,
Gilmore,	Staten,
Grant,	Stephens,
Gray,	Thurmond,
Hackney,	Tillman, of Appling,
Hall,	Walker,
Harper,	Wall,

Henly,	Wallace,
Henry,	Wofford,
Hill,	Winn, of Gwinnett.

Those voting in the negative are Messrs.

Anderson, of Wilkes,	McComb,
Armstrong,	McLain,
Barnett, of Butts,	Merrell,
Barlow,	Moon,
Cannon,	Moreland,
Clark, of Oglethorpe,	Morris,
Cobb, of Harris,	Phillips,
Dawson, of Greene,	Ramsey,
Fowler,	Raulerson,
Fuller,	Reeves,
Gardner,	Richardson,
Gilbert,	Robinson, of Macon,
Harrison,	Seward,
Harris, of Clarke,	Sumner,
Jackoway,	Tift,
Langmade,	Tillman, of Tattnall,
Latimer, of Cobb,	Waldhour,
Lewis,	Watts,
Lowe,	Williford,
McAfee,	Wynn, of Oglethorpe.

So the Bill was passed under the title thereof.

The House took up the Special Order of the day, on the Report, on the Bill for the Government and Management of the Western and Atlantic Rail Road.

On motion of Mr. Bartow, the same was discharged and made the Special Order for Wednesday next.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment, and took up the Special Order of the day, which was the Report on the Bill to lay out and form a new county from the counties of Meriwether, Coweta and Fayette, and to provide for the organization of the same.

Mr. Hackney moved to amend the same, by inserting after the words "up said river," in the last line of the 1st Section, the words "through the county of Pike;"

Which motion was lost.

Mr. Perkins moved the following, as a substitute in lieu of the Bill, to-wit :

Whereas, it is a fundamental principle in all democratic republican governments, that each and every citizen is entitled to equal privileges with every other one ; and whereas, the size of the present county divisions of this State, is too large to afford to the people means sufficiently convenient for the administration of justice, and operates most unequally and oppressively on the great mass of the people removed as they are from the convenient use of the jail and courthouse.

*Be it therefore resolved*, That whenever any ten or more natural born citizens of this State, shall agree upon the lines of a new county to be laid out, and shall produce satisfactory proof that a lot of sufficient size can be procured for the location of a Courthouse, Jail and Gallows, and report the same to the Inferior Court of any County in this State, it shall be the duty of such Inferior Court to pass an order declaring the Territory within the limits so described, as a new County, which said Court shall name ; and which said County, shall be entitled to one Senator and one Representative in the General Assembly of the State ;

*Provided*, That no citizen of said new County, shall reside more than three hundred yards from the Courthouse and one hundred and fifty from the Jail thereof ;

Which was rejected.

The Report of the Committee was then agreed to.

Mr. Hill moved to re-commit the Bill, for the purpose of amendment ;

Which motion was lost.

The question then recurred on the passage of the Bill, and on the question, "Shall this Bill now pass?" on the call of Mr. Hill and the second of Mr. Harper, the yeas and nays were required to be recorded, and are—yeas 10, nays 80.

Those voting in the affirmative are Messrs.

Bailey,	Janes,
Barnett, of Henry,	Lochlin,
Chastain,	Smith, of Coweta,
Hackney,	Thurmond,
Hill,	Wofford.

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Lane,
Anderson, of Wilkes,	Langmade,
Armstrong,	Latimer, of Cobb,
Bartow,	Lewis,
Barnett, of Butts,	Lott,

Barlow,	Loveless,
Bivins,	Lowe,
Blackwell,	McAfee,
Bloodworth,	McLain,
Born,	Merrell,
Bulloch,	Moon,
Byrd,	Mobley,
Cameron, of Chattooga,	Morel,
Cannon,	Morris,
Castens,	Nasworthy,
Clark, of Oglethorpe,	Perkins,
Clark, of Stewart,	Phillips,
Cobb, of Harris,	Pickett,
Dawson, of Greene,	Pierce,
Dawson, of Putnam,	Price,
Dyer,	Ramsey,
Edwards,	Raulerson,
Erwin, of Forsyth,	Reeves,
Fall,	Richardson,
Fannin,	Roberts,
Fowler,	Robinson, of Laurens,
Fuller,	Robinson, of Macon,
Gardner,	Scarlett,
Gilbert,	Smith, of Hancock,
Gilmore,	Staten,
Gray,	Stephens,
Hall,	Sumner,
Harrison,	Tift,
Harris, of Clarke,	Tillman, of Appling,
Harper,	Tillman, of Tattnall,
Henly,	Waldhour,
Henry,	Wall,
Hussey,	Watts,
Irvin, of Wilkes,	Williams,
Jackoway,	Winn, of Gwinnett,
Knox,	Wynn, of Oglethorpe.

So the Bill was lost.

The House took up the Report on the Bill for the relief of Daniel Hicks, Edward H. Ganet, John R. Scurry and Joseph Reeves; and agreed thereto.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Cameron and the second of Mr. Wofford, the yeas and nays were required to be recorded, and are—yeas 37, nays 54.

Those voting in the affirmative, are **Messrs.**

Armstrong,

Lochlin,

Barnett, of Henry,	Lott,
Bivins,	Loveless,
Bloodworth,	Moon,
Bulloch,	Phillips,
Byrd,	Pickett,
Cameron, of Chattooga,	Price,
Cannon,	Reeves,
Castens,	Roberts,
Chastain,	Smith, of Coweta,
Cobb, of Harris,	Staten,
Dawson, of Putnam,	Stephens,
Erwin, of Forsyth,	Tift,
Fowler,	Walker,
Gilmore,	Wall,
Grant,	Watts,
Hackney,	Wofford,
Harrison,	Winn, of Gwinnett.
Latimer, of Cobb,	

Those voting in the negative, are Messrs.

Allred,	Irvin, of Wilkes,
Anderson, of Franklin,	Knox,
Anderson, of Wilkes,	Lane,
Bartow,	Langmade,
Barlow,	Lewis,
Bellinger,	Lowe,
Blackwell,	McAfee,
Born,	McLain,
Clark of Oglethorpe,	Merrell,
Clark, of Stewart,	Mobley,
Dawson, of Greene,	Moreland,
Dorminy,	Morel,
Dyer,	Nasworthy,
Edwards,	Powell,
Fall,	Raulerson,
Fannin,	Richardson,
Fuller,	Robinson, of Laurens,
Gardner,	Robinson, of Macon,
Gilbert,	Scarlett,
Gray,	Smith, of Hancock,
Hall,	Sumner,
Harris, of Clarke,	Thurmond,
Harper,	Tillman, of Appling,
Henly,	Tillman, of Tattnall,
Henry,	Waldhour,
Hill,	Williams,
Hussey,	Wynn, of Oglethorpe.

So the Bill was lost.



The House took up the Report on the Bill to establish Election Precincts, at the places of holding Justices' Courts in the several counties of this State; and agreed thereto.

The Bill was read the third time;

Pending the discussion thereon; on motion of Mr. Henry, the Bill was recommitted for the purpose of amendment.

Mr. Wynn, of Gwinnett, moved to strike out in the caption and body of the Bill, the words "several counties in this State."

Whereupon, on the call of Mr. Chastain, and the second of Mr. Bloodworth, the yeas and nays were required to be recorded, and are—yeas 61, nays 34.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Janes,
Armstrong,	Knox,
Bartow,	Lane,
Barnett, of Butts,	Lewis,
Barnett, of Henry,	Lochlin,
Barlow,	Lott,
Bellinger,	Lowe,
Bivins,	McAfee,
Born,	McLain,
Bulloch,	Moon,
Cameron, of Chattooga,	Mobley,
Cannon,	Moreland,
Castens,	Morel,
Clark, of Oglethorpe,	Morris,
Cobb, of Harris,	Nasworthy,
Dawson, of Greene,	Phillips,
Dawson, of Putnam,	Ramsey,
Dorminy,	Raulerson,
Edwards,	Reeves,
Fall,	Robinson, of Laurens,
Fuller,	Robinson, of Macon,
Gardner,	Scarlett,
Gilbert,	Staten,
Gilmore,	Stephens,
Hackney,	Thurmond,
Harrison,	Tillman, of Appling,
Henly,	Tillman, of Tattnall,
Henry,	Walker,
Hill,	Wynn, of Oglethorpe.
Hussey,	

Those who voted in the negative, are Messrs.

Allred,	Latimer, of Cobb,
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Blackwell,	Loveless,
Bloodworth,	Merrell,
Byrd,	Pickett,
Chastain,	Pierce,
Clark, of Stewart,	Powell,
Dyer,	Price,
Erwin, of Forsyth,	Richardson,
Fannin,	Roberts,
Fowler,	Smith of Coweta,
Grant,	Sumner,
Gray,	Tift,
Hall,	Waldhour,
Harris, of Clarke,	Wall,
Harper,	Watts,
Jackoway,	Wofford,
Langmade,	Winn, of Gwinnett.

So the motion to strike out prevailed.

The following Message was received from His Excellency the Governor, by Mr. Hood, his Secretary—

MR. SPEAKER: His Excellency the Governor, assented to, and signed on the 11th instant, a Joint Resolution, adjourning over both Branches of the General Assembly, until the 15th instant; which has been deposited in the Office of Secretary of State.

Leave of absence was granted to Mr. Price for a few days, after to-morrow week;

Also, to Mr. Cobb, of Harris, for a few days, after the 20th instant;

Also, to Mr. Christie, on account of bad health;

Also, to Mr. Lott for two days from date;

Also, to Mr. Mobley for a few days, after the 20th inst.

On motion of Mr. Bellinger, the House adjourned until half-past nine o'clock to-morrow morning.

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TUESDAY, DEC. 16, 1851.

The House met pursuant to adjournment.

Mr. Bartow moved to reconsider so much of the Journal of yesterday, as relates to the action of the House in reference to the Bill for the relief of Daniel Hicks, Edward H. Ganet, John R. Scurry and Joseph Reeves;

Which motion prevailed.

Mr. Wofford moved to reconsider so much of the Journal of yesterday, as relates to the action of the House on the motion of Mr. Tift, to print the Bill to provide for the protection and defence of the rights of the citizens of the

State of Georgia, against unjustifiable attacks, encroachments, or usurpations by other States, whether acting in their individual sovereign capacity within the limits of powers not delegated in the Constitution, or through their Representatives in the Senate of the United States of America ;

Which motion prevailed.

The House then resumed the unfinished business of the morning, on the Bill to establish election precincts at the places of holding Justices' Courts in the several counties in this State ;

The question being on the motion of Mr. Wynn, of Gwinnett, to insert in the blank the " county of Gwinnett ;"

Which motion prevailed.

Mr. Wofford moved to amend, by inserting Cass county ;

Which motion prevailed.

Mr. Bird moved to amend, by inserting Gordon ;

Which motion prevailed.

Mr. Erwin moved to amend, by inserting Forsyth ;

Which motion prevailed.

Mr. Staten moved to amend, by inserting Clinch ;

Which motion prevailed.

Mr. Bailey moved to amend, by inserting Murray ;

Which motion prevailed.

Mr. Carr moved to amend, by inserting Scriven ;

Which motion prevailed.

Mr. McLain moved to amend, by inserting Bulloch ;

Mr. Fowler moved to amend, by inserting Crawford ;

Which motion prevailed.

Mr. Bloodworth moved to amend, by inserting Pike and Spalding ;

Which motion prevailed.

Mr. Holland moved to amend, by inserting Jones ;

Which motion prevailed.

Mr. Sumner moved to amend, by inserting Emanuel ;

Which motion prevailed.

The Report of the Committee as amended, was then agreed to.

The Bill was read the third time, and on the question, " Shall this Bill now pass ?" on the call of Mr. Clark, of Oglethorpe, and the second of Mr. Raulerson, the yeas and nays were required to be recorded ; and are—yeas 69, nays 33.

Those who voted in the affirmative, are Messrs.

Allred,  
Anderson, of Franklin,  
Bailey,  
Bartow,

Latimer, of Cobb,  
Lochlin,  
Loveless,  
Lowe,

Barnett, of Henry,	McComb,
Bloodworth,	McLain,
Born,	Merrell,
Bulloch,	Moon,
Byrd,	Morehouse,
Cameron, of Chattooga,	Moreland,
Cameron, of Telfair,	Nasworthy,
Cannon,	Perkins,
Carr,	Phillips,
Castens,	Pickett,
Chastain,	Pierce,
Cobb, of Harris,	Powell,
Dawson, of Putnam,	Price,
Dorminy,	Ramsey,
Dyer,	Roberts,
Erwin, of Forsyth,	Robinson, of Laurens,
Fowler,	Robinson, of Macon,
Fuller,	Scarlett,
Gilbert,	Smith, of Coweta,
Gray,	Smith, of Hancock,
Hackney,	Staten,
Hall,	Sumner,
Harrison,	Thurmond,
Henry,	Tift,
Hussey,	Tillman, of Appling,
Irvin, of Wilkes,	Tillman, of Tattnall,
Jackoway,	Wall,
Janes,	Watts,
Knox,	Wofford,
Lane,	Winn, of Gwinnett.
Langmade,	

Those voting in the negative, are Messrs.

Anderson, of Wilkes,	Holland,
Armstrong,	Latimer, of Warren,
Atkinson,	Lewis,
Bivins,	McAfee,
Blackwell,	Mobley,
Brinson,	Morel,
Clark, of Oglethorpe,	Raulerson,
Daniel,	Reeves,
Dawson, of Greene,	Richardson,
Edwards,	Seward,
Fall,	Stephens,
Floyd,	Waldhour,
Gardner,	Williford,
Harris, of Clarke,	Williams,
Harper,	Woodward,
Henly,	Wooldridge,
Hill,	Wynn, of Oglethorpe.

So the Bill was passed under the following title, to wit—

A Bill to establish election precincts at the places of holding Justices' Courts in the counties of Cass, Gwinnett, Gordon, Emanuel, Spalding, Pike, Murray, Jones, Crawford, Scriven, Bulloch, Clinch, Forsyth.

The House took up the Special Order of the Day, on the Bill to levy and collect a tax for each of the political years 1852 and 1853.

On motion of Mr. Bartow, the same was discharged and made the Special Order of the Day for Friday next.

The House took up the Special Order of the Day, which was the Report on the Bill to provide for the election of Judges of the Superior Courts of this State by the people.

Mr. Seward moved the following as a substitute, to wit—

A Bill to provide for the election of all the Judges of the Superior Courts by the free white people of the State of Georgia, and for other purposes therein named.

The original Bill having been taken up by sections, and no amendment having been offered, the substitute was also taken up by sections.

Pending the reading of the same, the following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has agreed to a report and resolution in reference to the memorial of Angus M. D. King, asking relief from the payment of a debt to the Central Bank, to which they ask the concurrence of the House of Representatives.

The Senate has also concurred in a resolution of the House, in reference to certain mail routes.

The Senate has agreed to the amendments of the House to the Bill to lay out and organize a new county, from parts of the counties of Paulding and Floyd, attach the same to a Senatorial, Judicial, and Congressional District, and to attach a portion of Cobb county to the county of Paulding, and to provide for the location of the county site in such new county, and also in the county of Paulding.

The following message was received from His Excellency the Governor, by Mr. Hood, his Secretary—

MR. SPEAKER: His Excellency, the Governor, has approved and signed the following Acts.

No. 27.—An Act to confer certain privileges upon John Everett, of the county of Thomas, and to make lawful his acts, and give him authority to transact business, as though he were of full age, and to authorize Joseph Stockton, Administrator of the estate of Susan B. Langston, to settle with her heirs.

No. 28.—An Act for the relief of Elizabeth Ann Anthony,

wife of Lavoise L. Anthony, of Richmond county, and also of Eleanor Brown, of the city of Augusta.

No. 29.—An Act to distribute to the Justices of the Peace, in Habersham county, books belonging to the State, and also to send certain books to Early county.

Which have been deposited in the office of the Secretary of State.

The consideration of the substitute offered in lieu of the original Bill last before the House was then resumed, and the preamble having been read, as follows, to wit—

Whereas, the Constitution of this State does not contain any grant of power (express or implied) authorizing the General Assembly thereof to elect Judges of the Superior Courts; and whereas, by sufferance on the part of the people, said General Assembly has heretofore usurped from the people such power, contrary to the letter and the true republican spirit of the Constitution; and whereas, the separation from, and independence of, the Judicial and Legislative departments require that neither department should derive its being and its appointment directly from the other; and whereas, the people's capacity for self-government demands that they should exercise the right of free suffrage in choosing and electing their own servants, whether Judicial, Legislative, or Executive, for the purpose of suppressing all evils attendant upon the mode heretofore used in electing said Judges, and in order to further secure to the people the blessings of a free Republican Government; therefore—

Mr. Harris, of Clarke, moved to strike out the same;

Which motion prevailed.

The first section having been read, was agreed to.

Section second having been read, as follows, to wit—

*And be it further enacted, by the authority aforesaid,* That in each judicial circuit or district in this State, an election shall be had, and held for one Judge of the Superior Courts of said district or circuit, in the order following on the day and time hereinafter specified—that is to say, for the Eastern, Middle, Northern, Western, Ocmulgee, Southern, Flint, Chattahoochee and Cherokee Circuits or Districts, which said election for a Judge of Superior Courts in and for the aforesaid Circuits or Districts, shall be had and held on the first Monday in October, in the year of our Lord, one thousand eight hundred and fifty-three, and on the first Monday in October, in every fourth year thereafter; and also, for the Coweta, South-Western, Macon and Blue Ridge Circuits or Districts, there shall be had and held in and for said Circuits or Districts, an election for a Judge of the Superior Courts thereof, on the first Monday in October, in the year of our Lord, one thousand eight hundred and fifty-five, and on the first

**Monday** in October, in every fourth year thereafter, which said elections shall be opened, held, managed and conducted and closed in the same manner and under the same rules and regulations, as are now, or hereafter may be prescribed by law, for holding elections for members of the General Assembly of this State, and all free white male persons qualified by law, to vote for members of the General Assembly, shall be and they are hereby declared to be entitled and qualified, to vote for one Judge of the Superior Courts, in their several and respective Judicial Circuits or Districts, but no one not a resident citizen of the District or Circuit, for at least one year immediately preceeding such election, shall be entitled to vote, and neither shall any person be allowed to vote at said election, in any county, except the county in which he shall have usually resided, for at least six months immediately before said election.

Mr. Tift moved to strike out the words "and neither shall any person be allowed to vote at said election, in any county, except the county in which he shall have usually resided, for at least six months immediately before said election."

Whereupon, on the call of Mr. Thurmond, and the second of Mr. Tift, the yeas and nays were required to be recorded; and are—yeas 42, nays 64.

Those voting in the affirmative, are Messrs.

Allred,	Loveless,
Anderson, of Wilkes,	McComb,
Atkinson,	McLain,
Bloodworth,	Merrell,
Bulloch,	Moreland,
Cannon,	Morris,
Carr,	Phillips,
Dawson, of Putnam,	Pickett,
Dyer,	Pierce,
Erwin, of Forsyth,	Powell,
Fowler,	Raulerson,
Gilbert,	Robinson, of Laurens,
Grant,	Robinson, of Macon,
Gray,	Staten,
Harrison,	Stephens,
Harper,	Thurmond,
Irvin, of Wilkes,	Tift,
Jackoway,	Tillman, of Appling,
Janes,	Watts,
Knox,	Wofford,
Latimer, of Cobb,	Winn, of Gwinnett.

Those voting in the negative are Messrs.

Armstrong,	Latimer, of Warren,
Bartow,	Lewis,
Barnett, of Butts,	Lochlin,
Barnett, of Henry,	Lowe,
Bellinger,	McAffee,
Bivins,	McFarland,
Blackwell,	Moon,
Born,	Mobley,
Brinson,	Morehouse,
Byrd,	Morel,
Cameron, of Chattooga,	Nasworthy,
Cameron, of Telfair,	Perkins,
Castens,	Price,
Chastain,	Ramsey,
Clark, of Oglethorpe,	Reeves,
Clark, of Stewart,	Richardson,
Cobb, of Harris,	Roberts,
Daniel,	Russell,
Dawson, of Greene,	Scarlett,
Dorminy,	Seward,
Edwards,	Smith, of Coweta,
Fannin,	Smith, of Hancock,
Gardner,	Sumner,
Gilmore,	Tillman, of Tattnall,
Hackney,	Waldhour,
Hall,	Wall,
Harris, of Clarke,	Wallace,
Henly,	Williford,
Henry,	Williams,
Holland,	Woodward,
Hussey,	Wooldridge,
Lane,	Wynn, of Oglethorpe.
Langmade,	

So the motion to strike out was lost.

Mr. Irvin moved also to amend, by striking out the words "October 1853," and the words "October 1855," and insert "January 1853," and the words "January 1855;"

Which motion was lost.

The fourth section having been read, which is as follows, to wit—

*And be it further enacted by the authority aforesaid,*  
That the Managers and Superintendants of said elections at the Court House, and the several Election Precincts in each county, in said Circuits or Districts, or a majority of them, on the day after the election shall meet together at



the Court House of said county, and then and there count, compare, consolidate and add together, the returns to them produced by the Managers or Superintendents of the Precinct Elections and return and certify the same, and the result thereof within twenty days thereafter, to the Governor of this State for the time being, under the same rules and regulations as are now, or hereafter may be prescribed by law, in relation to the election of Members of the General Assembly of this State, except as the same may be altered by the provisions of this Act; and thereupon it shall be the duty of the Governor for the time being within five days after the expiration of the aforesaid twenty days, together with the Secretary of State, to compare, consolidate, count up, and add together, the legal votes cast or polled for each candidate, from each county in said Circuit or District, or from such as have made returns as herein before required, and immediately thereafter, the Governor shall issue his proclamation, declaring the person having received the highest number of legal votes polled in said Circuit or District, and qualified as hereinafter provided for, to be duly elected Judge of the Superior Courts thereof, notifying and requiring said person so elected to appear before two or more Justices of the Inferior Court of the county, in which he then resides, who are hereby authorized and required, to administer to him in writing, the usual oath of office, which said oath, the Clerk of the Superior Court of said county, shall enter and record on the minutes of said Court, and transmit under his hand and seal of office, if there be one, and if not, a certified copy thereof, under his own seal, to the Governor as soon as may be, and thereupon, the Governor shall cause the usual Commission to be made out, issued and transmitted to the person so elected Judge of the Superior Court, as aforesaid. And if any person so elected and notified, shall neglect to appear before the aforesaid Justices, and take the usual oath of office, within twenty days from the date of the aforesaid proclamation, unless prevented by providential cause, the Governor shall declare said office vacant, and immediately order another Election to be held, to fill said vacancy, which shall be held within twenty days from the date of the aforesaid order, and the same shall be conducted in the same manner and under the same rules and regulations, as are hereinbefore prescribed.

Mr. Russell moved to amend the same, by striking out the words "or a majority of them," and inserting the words "or any one or more of them from each Precinct;"

Which motion prevailed.

Mr. Seward moved to amend the same, by striking out the word "twenty," and inserting the word "thirty;"

Mr. Tift moved to amend the amendment, by striking

out the words "days from the date of the aforesaid order," and insert the words "on a day not less than thirty days after the date of the publication of said order;"

Which motion prevailed.

The amendment as amended was then agreed to.

The fifth section having been read, which is as follows, to wit—

*And be it further enacted by the authority aforesaid,* That whenever a vacancy shall occur, or it shall happen that there shall not have been any election or choice of a Judge of the Superior Courts, in either or all of said Districts or Circuits, from any cause whatever, that then and in all such cases, it shall be the duty of the Governor to order a Special Election, for a Judge or Judges, as the case may be, to fill such vacancy or vacancies, which said Special Election shall be held in all cases, within twenty days at least, after said vacancy occurs, and the same shall be managed and conducted in every respect, as hereinbefore prescribed.

Mr. Tift moved to amend the same, by striking out the words "within twenty days at least," and inserting the words "on a day not less than thirty days after the date of the publication of said Proclamation;"

Which motion prevailed.

The sixth section having been read, which is as follows, to wit—

*And be it further enacted by the authority aforesaid,* That no person shall be qualified for, and eligible to the office of Judge of the Superior Courts of this State, who shall have held the office for the four years, or a less time, immediately preceding his election, and who shall not have been a resident citizen of this State, for ten years immediately preceding his election, and who shall not have been a resident inhabitant of the Circuit or District, in which he may be elected, for at least three years, next before his election, and who shall not have arrived at the age of twenty-five years.

On motion of Mr. Thurmond, the same was amended by striking out the words "who shall have held the said office for the four years, or a less time, and immediately preceding his election, and."

Mr. Tift moved to amend the same, by striking out the word "ten," after the words "citizen of this State, for" and insert "one;"

Which motion was lost.

Mr. Wofford moved to amend the same, by striking out the word "three," and inserting the word "one;"

Which motion was lost.

Mr. Merrell moved to amend, by the addition of the following words to the section, to wit—

“And who shall not have been duly admitted and licensed, to plead and practice in the several Courts of Law and Equity in this State, (except the Supreme Court) five years at least, prior to his election;”

Which motion prevailed.

Mr. Hill moved the following, as an additional section to the Bill, to come in after the seventh section, to wit—

*Be it further enacted*, That the Judges of the Superior Courts now elected, and hereafter elected, shall alternate in such manner as the Governor shall direct, and it is hereby made the duty of the Governor, to issue his order to the said Judges, specifying the manner of the alternation, on the first Monday in January next, and on the first Monday in January, every fourth year thereafter.

Pending the discussion thereon—

Leave of absence was granted to Mr. Trippe, for a few days;

And the House adjourned until 3 o'clock, P M.

THREE O'CLOCK, P M.

The House met pursuant to adjournment, and resumed the consideration of the amendment offered by Mr. Hill, as an additional section to the substitute, to the Bill under discussion.

Mr. Mobley offered the following as a substitute, to Mr. Hill's proposed amendment, to wit—

*And be it further enacted*, That it shall be the duty of the present Judges, and the Judges hereafter to be elected, and they are hereby required to alternate, in such manner as may be most convenient with them, so as that one and the same Judge, shall not preside over the same Court more than once during the same year;

Which was received.

The question then recurred on the adoption of the amendment, as an additional section;

Whereupon, on the call of Mr. Stephens, and the second of Mr. Mobley, the yeas and nays were required to be recorded, and are—yeas 30, nays 82.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,  
Bailey,  
Bartow,  
Barnett, of Butts,

Harper,  
Hill,  
Irvin, of Wilkes,  
Tamm

Bellinger,	Langmade,
Blackwell,	Latimer, of Warren,
Born,	Lewis,
Brinson,	McAfee,
Cameron, of Chattooga,	McFarland,
Clark, of Stewart,	Mobley,
Fannin,	Perkins,
Felton,	Price,
Floyd,	Robinson, of Laurens,
Fuller,	Stephens,
Harris, of Clarke,	Thurmond,

Those who voted in the negative, are Messrs.

Allred,	Loveless,
Anderson, of Franklin,	Lowe,
Armstrong,	McLain,
Atkinson,	Merrell,
Barnett, of Henry,	Moon,
Barlow,	Morehouse,
Bivins,	Moreland,
Bloodworth,	Morel,
Bulloch,	Morris,
Byrd,	Nasworthy,
Cameron, of Telfair,	Phillips,
Cannon,	Pickett,
Carr,	Pierce,
Castens,	Powell,
Chastain,	Ramsey,
Clark, of Oglethorpe,	Raulerson,
Cobb, of Harris,	Reeves,
Daniel,	Richardson,
Dawson, of Greene,	Roberts,
Dawson, of Putnam,	Robinson, of Macon,
Dorminy,	Russell,
Dyer,	Scarlett,
Edwards,	Seward,
Erwin, of Forsyth,	Smith, of Coweta,
Fowler,	Staten,
Gardner,	Sumner,
Gilbert,	Tift,
Gilmore,	Tillman, of Appling,
Grant,	Tilman, of Tattnall,
Gray,	Waldhour,
Hackney,	Walker,
Hall,	Wallace,
Harrison,	Watts,
Henly,	Williford,
Henry,	Williams,
Hussey,	Wofford,

Jackoway,  
Janes,  
Knox,  
Latimer of Cobb,  
Lochlin,

Woodward,  
Wooldridge,  
Winn, of Gwinnett,  
Wynn, of Oglethorpe.

So the motion to amend was lost.

The seventh section having been read, which is as follows, to wit—

*And be it further enacted by the authority aforesaid,* That each and all persons who now, or may hereafter, at any time hold a commission as Judge of the Superior Courts of this State, shall continue to hold the same, and perform the duties of said office, until the expiration of the time, for which he or they have been elected and commissioned, or until their successors shall be elected qualified and commissioned, in manner and form, as hereinbefore provided for.

Mr. Russell offered the following proviso, as an amendment to the same, to wit—

*“Provided,* That nothing in this Act shall be so construed, as to prohibit the Judges of one Judicial District from presiding and holding Courts in any of the Districts or Circuits of this State, under such circumstances as have heretofore been customary and allowed by Law;”

Which was received.

The substitute having been gone through with—

On motion of Mr. Jackoway, the same was read as amended;

On motion of Mr. Seward, the same was substituted in lieu of the original Bill;

The Report of the Committee as amended was then agreed to.

The Bill was read the third time, and on the question “Shall this Bill now pass?” on the call of Mr. Stephens, and the second of Mr. Mobley, the yeas and nays, were required to be recorded, and are—yeas 101, nays 10.

Those voting in the affirmative are Messrs.

Allred,  
Anderson, of Franklin,  
Anderson, of Wilkes,  
Armstrong,  
Atkinson,  
Bailey,  
Bartow,  
Barnett, of Henry,  
Barnett, of Butts,

Janes,  
Knox,  
Lane,  
Latimer, of Cobb,  
Latimer, of Warren,  
Lochlin,  
Loveless,  
Lowe,  
McFarland,

Barlow,	McLain,
Bellinger,	Merrell,
Bivins,	Moon,
Blackwell,	Mobley,
Bloodworth,	Morehouse,
Born,	Moreland,
Brinson,	Morel,
Bulloch,	Morris,
Byrd,	Nasworthy,
Cameron, of Chattooga,	Phillips,
Cameron, of Telfair,	Pickett,
Cannon,	Pierce,
Carr,	Powell,
Castens,	Price,
Chastain,	Ramsey,
Clark, of Oglethorpe,	Raulerson,
Daniel,	Reeves,
Dawson, of Putnam,	Richardson,
Dorminy,	Roberts,
Dyer,	Robinson, of Laurens,
Edwards,	Robinson, of Macon,
Erwin, of Forsyth,	Russell,
Fall,	Scarlett,
Fannin,	Seward,
Felton,	Smith, of Coweta,
Fowler,	Smith, of Hancock,
Fuller,	Staten,
Gardner,	Sumner,
Gilbert,	Thurmond,
Gilmore,	Tift,
Grant,	Tillman, of Appling,
Gray,	Tillman, of Tattnall,
Hackney,	Waldhour,
Harrison,	Wall,
Harris, of Clarke,	Wallace,
Harper,	Watts,
Henly,	Williford,
Henry,	Wofford,
Hill,	Woodward,
Hussey,	Winn, of Gwinnett,
Irvin, of Wilkes,	Wynn, of Oglethorpe.
Jackoway,	

Those voting in the negative are Messrs.

Clark, of Stewart,	Perkins,
Cobb, of Harris,	Stephens,
Floyd,	Walker,
Hall,	Williams,
McAfee,	Wooldridge.

So the Bill was passed under the following title, to wit—

A Bill to provide for the Election of all the Judges of the Superior Courts, by the free white people of the State of Georgia, and for other purposes therein named.

The following Message was received from his Excellency, the Governor, by Mr. Paine, his Secretary—

MR. SPEAKER: The Governor has approved and signed the following Acts—

An Act to incorporate the town of Alexander, in the county of Burke and to appoint Commissioners for the same;

An Act to change the line between the counties of Ware and Telfair;

An Act limiting the bringing Bills of Review, to three years from the date of the decree;

An Act to authorize the Justices of the Inferior Court for the county of Floyd, to levy an additional tax for county purposes;

An Act to authorize Obadiah T. Dickerson, the present County Surveyor of Rabun county, to survey a part of the first and second districts of said county, and to appropriate money for the same;

An Act to amend an Act, passed the eighteenth day of December, 1834, entitled an Act to make permanent the Public Buildings in the town of Cuthbert, in Randolph county, and to incorporate the same;

An Act to authorize the Justices of the Inferior Court of Chatham county, to set aside and invest a sum of money to be inviolably preserved as a permanent fund, for the support and maintenance of Common or Free Schools in said county, and for other purposes;

An Act to alter and amend the first paragraph of the seventh section of the first article of the Constitution of this State;

And which have been deposited in the office of the Secretary of State.

Leave of absence was granted to Mr. Lowe, for a few days after the 23d instant;

Also, to Mr. Gray for a few days after Friday next;

Also, to Mr. Fall for a few days;

Also, to Mr. Byrd for a few days after the 20th instant;

Also, to Mr. Walker for the remainder of the session, after the 23d instant.

Mr. Russell laid on the table a Resolution, in reference to the General Assembly taking a recess.

Leave of absence was also granted to Mr. Hill for a few days.

The House then adjourned until 7 o'clock, P M.

SEVEN O'CLOCK, P M.

The House met pursuant to adjournment.

On motion of Mr. Floyd, the House went into Committee of the Whole, Mr. Scarlett in the Chair, on the following Resolution, to wit—

Whereas, His Excellency, Governor Towns, by the authority of the last General Assembly, purchased of Thomas R. R. Cobb, Esqr., a number of his new Digests of the Laws of Georgia, and whereas, it is necessary for this Legislature, to prescribe the mode of their distribution.

*Be it therefore Resolved by the Senate and House of Representatives in General Assembly met,* That his Excellency, the Governor, be and he is hereby requested to transmit to each of the counties of this State, together with the Laws and Journals of the present Assembly, a sufficient number of copies of said Digest, to furnish one to each of the following officers, to wit—

Justices of the Inferior Court, Clerks of the Superior and Inferior Courts and Court of Ordinary, Sheriffs, Coroners and Justices of the Peace, reserving five hundred copies for future distribution.

*And be it further Resolved,* That if it should become necessary, to purchase other copies of said Book, the same shall be done by his Excellency, the Governor at a price not exceeding five dollars per copy.

On motion of Mr. Floyd, the Committee rose, and Reported the Resolutions back to the House with amendments.

Mr. Seward moved to postpone the consideration of the subject for the present ;

Which motion was lost.

On motion, the following amendment, proposed by the Committee of the Whole, was agreed to, to wit—

*And be it further Resolved,* That he may furnish such other Books, upon the application of the Inferior Court of any county of this State, as he may in his judgment think necessary, for the proper administration of Justice, in the county or counties so applying ;

The Resolutions as amended, were then agreed to.

On motion of Mr. Chastain, Mr. Pickett was added to the Committee on the new county.

Mr. Bartow moved to take up the General Appropriation Bill, and the Bill for the equipment, &c., for the management of the Western and Atlantic Railroad, for a second reading.

Whereupon, on the call of Mr. Seward, and the second of Mr. Atkinson, the yeas and nays were required to be recorded ; and are—yeas, 58, nays 31.

Those voting in the affirmative are Messrs.



Allred,	Hill,
Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Jackoway,
Armstrong,	Janes,
Bailey,	Knox,
Bartow,	Lane,
Barnett, of Henry,	Latimer, of Cobb,
Bivins,	Latimer, of Warren,
Blackwell,	Lewis,
Born,	Lochlin,
Brinson,	Loveless,
Bulloch,	McAfee,
Byrd,	McFarland,
Cameron, of Chattooga,	Mobley,
Chastain,	Moreland,
Clark, of Oglethorpe,	Morel,
Cobb, of Harris,	Morris,
Daniel,	Nasworthy,
Dawson, of Greene,	Perkins,
Dyer,	Price,
Edwards,	Reeves,
Fannin,	Robinson, of Macon,
Floyd,	Scarlett,
Gardner,	Smith, of Hancock,
Grant,	Sumner,
Hall,	Thurmond,
Harris, of Clarke,	Wallace,
Harper,	Wynn, of Oglethorpe.
Henry,	

Those who voted in the negative, are Messrs.

Atkinson,	McLain,
Bloodworth,	Merrell,
Cannon,	Moon,
Dawson, of Putnam,	Morehouse,
Dorminy,	Phillips,
Erwin, of Forsyth,	Pickett,
Fowler,	Pierce,
Gilbert,	Raulerson,
Gray,	Seward,
Hackney,	Tillman, of Appling,
Henly,	Tillman, of Tattnall,
Holland,	Watts,
Hussey,	Wofford,
Langmade,	Wooldridge,
Lowe,	Winn, of Gwinnett.
McComb,	

So the motion prevailed.

The following Bill was taken up and read the second time, and committed for a third reading, to wit—

A Bill to provide means for the equipment, construction and repair of the Western and Atlantic Railroad, and to pay off the existing liabilities of the same.

On motion of Mr. Bartow, the same was made the Special Order of the Day, for to-morrow.

Also, the following Bill, was read the second time and committed for a third reading, to wit—

A Bill to appropriate money for the support of the Government, for the political years 1852 and 1853.

Mr. Harris, of Clarke, moved to suspend the Rule ;

The Rule being suspended, Mr. Harris offered the following Resolution, to wit—

*Resolved*, That his Excellency, the Governor, be and he is hereby requested to furnish this House, all the information on file in the Executive Department, relative to the claim of Caldwell and Dixon, against the Western and Atlantic Railroad, and the arbitration of Marsh, Cobb and Ezzard.

On motion of Mr. Harris, the same was taken up and agreed to.

Mr. Atkinson moved to suspend the Rule—

The Rule being suspended, the House took up the following Resolution, to wit—

*Resolved*, That his Excellency, the Governor, be and he is hereby respectfully requested to pardon the two *females* Jane Young and Sarah Manning, now confined within the Penitentiary.

Mr. Atkinson moved to agree to the Resolution.

Mr. Harris of Clarke, moved to lay the same on the table for the remainder of the session.

Whereupon, on the call of Mr. Atkinson, and the second of Mr. Seward, the yeas and nays were required to be recorded, and are—yeas 26, nays 48.

Those voting in the affirmative are Messrs.

• Allred,	Irvin, of Wilkes,
Anderson, of Franklin,	Knox,
Anderson, of Wilkes,	Lane,
Armstrong,	Lewis,
Blackwell,	Lowe,
Brinson,	McAfee,
Cannon,	McFarland,
Clark, of Oglethorpe,	Mobley,
Dawson, of Greene,	Morel,
Dorminy	Sumner,
Floyd,	Tillman, of Tattnall,
Gardner,	Wofford,

Harris, of Clarke,  
Henry,

Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Atkinson,  
Barnett, of Butts,  
Barnett, of Henry,  
Bivins,  
Bloodworth,  
Byrd,  
Cameron, of Chattooga,  
Chastain,  
Cobb, of Harris,  
Dyer,  
Erwin, of Forsyth,  
Fowler,  
Gilbert,  
Grant,  
Gray,  
Hackney,  
Hall,  
Harper,  
Henly,  
Holland,  
Hussey,  
Janes,  
Langmade,  
Lochlin,

Latimer, of Cobb,  
Latimer, of Warren,  
Loveless,  
McComb,  
McLain,  
Merrell,  
Moon,  
Morehouse,  
Moreland,  
Morris,  
Nasworthy,  
Phillips,  
Pickett,  
Pierce,  
Price,  
Raulerson,  
Reeves,  
Scarlett,  
Seward,  
Smith, of Hancock,  
Staten,  
Wallace,  
Watts,  
Winn, of Gwinnett.

So the motion to lay on the table was lost.

The question then recurred, on the motion to agree to the Resolution.

Whereupon, on the call of Mr. Irvin, of Wilkes, and the second of Mr. Floyd, the yeas and nays were required to be recorded, and are—yeas 36, nays, 43.

Those voting in the affirmative, are Messrs.

Atkinson,  
Barnett, of Butts,  
Bloodworth,  
Byrd,  
Chastain,  
Cobb, of Harris,  
Dawson, of Putnam,  
Edwards,  
Erwin, of Forsyth,  
Fowler,

McComb,  
McLain,  
Merrell,  
Moon,  
Morehouse,  
Moreland,  
Perkins,  
Phillips,  
Pickett,  
Pierce,

Gilbert,	Price,
Harper,	Reeves,
Henly,	Scarlett,
Holland,	Seward,
Hussey,	Tillman, of Appling,
Langmade,	Watts,
Latimer, of Cobb,	Wooldridge,
Loveless,	Winn, of Gwinnett.

Those voting in the negative, are Messrs.

Allred,	Gray,
Anderson, of Franklin,	Hall,
Anderson, of Wilkes,	Harris, of Clarke,
Armstrong,	Irvin, of Wilkes,
Bailey,	Knox,
Bartow,	Lane,
Barnett, of Henry,	Latimer, of Warren,
Bellinger,	Lewis,
Blackwell,	Lochlin,
Born,	Lowe,
Brinson,	McAfee,
Bulloch,	McFarland,
Cameron, of Chattooga,	Mobley,
Cannon,	Nasworthy,
Clark, of Oglethorpe,	Raulerson,
Clark, of Stewart,	Sumner,
Daniel,	Thurmond,
Dorminy,	Tift,
Dyer,	Tillman, of Tattnall,
Floyd,	Wofford,
Gardner,	Woodward,
Grant,	Wynn, of Oglethorpe.

So the Resolution was lost.

The House then adjourned until half past nine o'clock, to-morrow morning.

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WEDNESDAY, DEC. 17, 1851.

The House met pursuant to adjournment.

Mr. Scarlett moved to dispense with reading so much of the Journal of yesterday, as relates to the yeas and nays, on the question to strike out the second section of the Bill to provide for the election of Judges by the people, &c., these words "and neither shall any person be allowed to vote at said election in any county, except the county, in

which he shall have usually resided for at least six months immediately before said election."

Whereupon, on the call of Mr. Cannon, and the second of Mr. Baugh, the yeas and nays were required to be recorded, and are—yeas 81. nays 18.

Those who voted in the affirmative, are Messrs.

Anderson, of Franklin,	Knox,
Anderson, of Wilkes,	Lane,
Armstrong,	Langmade,
Bailey,	Latimer, of Cobb,
Barnett, of Henry,	Latimer, of Warren,
Barlow,	Lewis,
Bivins,	Lochlin,
Blackwell,	Loveless,
Bloodworth,	Lowe,
Born,	McAfee,
Brinson,	McComb,
Bulloch,	McFarland,
Byrd,	McLain,
Cameron, of Chattooga,	Merrell,
Carr,	Moon,
Castens,	Mobley,
Clark, of Stewart,	Morel,
Cobb, of Harris,	Nasworthy,
Culler,	Pickett,
Daniel,	Ramsey,
Dawson, of Greene,	Reeves,
Dawson, of Putnam,	Richardson,
Dyer,	Roberts,
Edwards,	Robinson, of Macon,
Erwin, of Forsyth,	Scarlett,
Felton,	Staten,
Floyd,	Stephens,
Fowler,	Sumner,
Fuller,	Thurmond,
Gardner,	Tillman, of Appling,
Gilbert,	Tillman, of Tattnall,
Gilmore,	Waldhour,
Gray,	Wallace,
Hackney,	Williford,
Hall,	Williams,
Harrison,	Wofford,
Harris, of Clarke,	Woodward,
Henry,	Wooldridge,
Holland,	Winn, of Gwinnett,
Irvin, of Wilkes,	Wynn, of Oglethorpe,
Jackoway,	

Those voting in the negative, are Messrs.

Baugh,	Perkins,
Bellinger,	Phillips,
Cannon,	Raulerson,
Chastain,	Seward,
Dorminy,	Smith, of Coweta,
Fannin,	Smith, of Hancock,
Henly,	Tift,
Janes,	Wall,
Morehouse,	Watts.

So the motion to dispense with the reading prevailed.

Mr. Scarlett moved to dispense with reading so much of the Journal of yesterday, as relates to the yeas and nays, on the question to adopt an amendment, as an additional section, to the substitute offered to the Bill to provide for the election of Judges by the people, &c., requiring and compelling alternation, &c.

Whereupon, on the call of Mr. Cannon, and the second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 92, nays 12.

Those voting in the affirmative, are Messrs.

Allred,	Knox,
Anderson, of Wilkes,	Lane,
Anderson, of Franklin,	Langmade,
Armstrong,	Latimer, of Cobb,
Bailey,	Latimer, of Warren,
Bartow,	Lewis,
Barnett, of Butts,	Loveless,
Barnett, of Henry,	Lowe,
Barlow,	McAfee,
Baugh,	McComb,
Bivins,	McFarland,
Blackwell,	McLain,
Bloodworth,	Merrell,
Born,	Moon,
Brinson,	Morehouse,
Bulloch,	Moreland,
Byrd,	Morel,
Cameron, of Chattooga,	Morris,
Carr,	Pickett,
Clark, of Oglethorpe,	Pierce,
Clark, of Stewart,	Price,
Cobb, of Harris,	Ramsey,
Culler,	Raulerson,
Daniel,	Richardson,

Dawson, of Greene,	Roberts,
Dawson, of Putnam,	Robinson, of Laurens,
Dorminy,	Robinson, of Macon,
Dyer,	Russell,
Edwards,	Scarlett,
Erwin, of Forsyth,	Smith, of Coweta,
Fannin,	Smith, of Hancock,
Felton,	Staten,
Floyd,	Stephens,
Fowler,	Sumner,
Fuller,	Thurmond,
Gardner,	Tillman, of Tattnall,
Gilbert,	Waldhour,
Gilmore,	Walker,
Grant,	Wallace,
Gray,	Williford,
Hackney,	Williams,
Hall,	Wofford,
Harrison,	Woodward,
Harris, of Clarke,	Wooldridge,
Holland,	Winn, of Gwinnett,
Irvin, of Wilkes,	Wynn, of Oglethorpe.
Jackoway,	

Those voting in the negative are Messrs.

Bellinger,	Mobley,
Cannon,	Phillips,
Chastain,	Seward,
Henly,	Tift,
Janes,	Wall,
Lochlin,	Watts.

So the motion prevailed.

Mr. Byrd moved to dispense with reading the yeas and nays, on the Journal of yesterday, generally.

Whereupon, on the call of Mr. Cannon, and the second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 96, nays 11.

Those voting in the affirmative, are Messrs.

Allred,	Knox,
Anderson, of Wilkes,	Lane,
Anderson, of Franklin,	Langmade,
Armstrong,	Latimer of Cobb,
Atkinson,	Latimer, of Warren,
Bailey,	Lewis,

Bartow,	Lochlin,
Barnett, of Butts,	Loveless,
Barnett, of Henry,	Lowe,
Barlow,	McAfee,
Baugh,	McComb,
Bivins,	McFarland,
Blackwell,	McLain,
Bloodworth,	Merrell,
Born,	Moon,
Brinson,	Morehouse,
Bulloch,	Moreland,
Byrd,	Morel,
Cameron, of Chattooga,	Morris,
Carr,	Nasworthy,
Clark, of Oglethorpe,	Pickett,
Clark, of Stewart,	Pierce,
Cobb, of Harris,	Powell,
Culler,	Price,
Daniel,	Ramsey,
Dawson, of Greene,	Raulerson,
Dawson, of Putnam,	Reeves,
Dorminy,	Richardson,
Dyer,	Roberts,
Edwards,	Robinson, of Macon,
Erwin, of Forsyth,	Russell,
Felton,	Scarlett,
Floyd,	Smith, of Hancock,
Fowler,	Staten,
Fuller,	Sumner,
Gardner,	Thurmond,
Gilbert,	Tilman, of Tattnall,
Gilmore,	Waldhour,
Grant,	Walker,
Gray,	Wall,
Hackney,	Wallace,
Hall,	Williford,
Harrison,	Williams,
Harris, of Clarke,	Wofford,
Holland,	Woodward,
Hussey,	Wooldridge,
Irvin, of Wilkes,	Winn, of Gwinnett,
Jackoway,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Bellinger,	Phillips,
Cannon,	Seward,
Chastain,	Smith, of Coweta,
Henly,	Tift,



Janes,  
Mobley,

Watts.

So the motion to dispense generally, &c., prevailed.

Mr. Russell moved to reconsider so much of the Journal of yesterday, as relates to the action of the House, granting leave of absence to Messrs. Lowe, Byrd, Gray, and Fall.

On motion of Mr. Russell, the motion was postponed for the present.

Mr. Atkinson moved to reconsider so much of the Journal of yesterday, as relates to the action of the House, rejecting the Resolution, pardoning the two females now in the Penitentiary.

On motion of Mr. Atkinson, the motion was postponed for the present.

On motion of Mr. Russell, the following Resolution was taken up, to wit—

*Resolved*, That the General Assèmbly take a recess, from and after the 23d day of this month, until the 15th day of January next.

Mr. Clark, of Oglethorpe, moved to amend the same, by the following Proviso, to wit—

“*Provided*, That there shall be no new business introduced after our return, neither shall any member receive their per diem pay during recess, or pay for mileage, going from or returning to Milledgeville, to attend to the unfinished business now before us.

Mr. Hill moved to amend the Proviso, by inserting after the words “new business,” the words “except by the unanimous consent of the House.”

Mr. Wofford moved to substitute the following, in lieu of the original Resolution, to wit—

*Resolved by the Senate and House of Representatives of the State of Georgia, in General Assembly met*, That both Branches of the General Assembly adjourn *sine die*, on Wednesday, the 30th instant.

Mr. Thurmond moved to lay the whole subject matter on the table for the present ;

Which motion was lost. •

The question then recurred on the amendment proposed by Mr. Hill, to the proviso proposed by Mr. Clark, of Oglethorpe, to the original Resolution ;

Which was rejected.

Mr. Seward then moved to amend the proviso proposed to amend the Resolution, by striking out the words “that there shall be no new business introduced after our return ;”

Which motion prevailed.

The Proviso as amended, was then agreed to.

The substitute being then taken up, Mr. Wofford moved to amend, by striking out the word "Wednesday," and inserting "Tuesday."

Which motion prevailed.

The question then recurred on receiving the substitute, in lieu of the original Resolutions.

Whereupon, on the call of Mr. Thurmond, and second Mr. Baugh, the yeas and nays were required to be recorded, and are—yeas 51, nays 61.

Those voting in the affirmative are Messrs.

Allred,	Lowe,
Anderson, of Franklin,	McAfee,
Anderson, of Wilkes,	McFarland,
Armstrong,	McLain,
Bailey,	Moon,
Baugh,	Mobley,
Bellinger,	Perkins,
Brinson,	Powell,
Bulloch,	Ramsey,
Clark, of Oglethorpe,	Reeves,
Dorminy,	Richardson,
Dyer,	Robinson, of Macon,
Felton,	Seward,
Floyd,	Smith, of Hancock,
Gilmore,	Staten,
Grant,	Stephens,
Harper,	Sumner,
Henly,	Thurmond,
Irvin, of Wilkes,	Tillman, of Tattnall,
Janes,	Waldhour,
Knox,	Walker,
Lane,	Williams,
Latimer, of Warren,	Wofford,
Lewis,	Winn, of Gwinnett,
Lochlin,	Wynn, of Oglethorpe.
Loveless,	

Those voting in the negative are Messrs.

Atkinson,	Henry,
Bartow,	Hill,
Barnett, of Henry,	Hussey,
Barnett, of Butts,	Jackoway,
Barlow,	Langmade,
Bivins,	Latimer, of Cobb,
Blackwell,	Merrell,
Bloodworth,	Morehouse,
Born,	Moreland,

Byrd,	Morel,
Cameron, of Chattooga,	Morris,
Cannon,	Nasworthy,
Carr,	Phillips,
Castens,	Pickett,
Chastain,	Pierce,
Clark, of Stewart,	Price,
Cobb, of Harris,	Raulerson,
Culler,	Roberts,
Daniel,	Robinson, of Laurens,
Dawson, of Greene,	Russell,
Dawson, of Putnam,	Scarlett,
Edwards,	Smith, of Coweta,
Erwin, of Forsyth,	Tift,
Fannin,	Tillman, of Appling,
Fuller,	Wall,
Gardner,	Wallace,
Gilbert,	Watts,
Gray,	Williford,
Hall,	Woodward,
Harrison,	Wooldridge.
Harris, of Clarke,	

So the substitute was rejected.

The question then recurred, on the motion to agree to the original Resolution.

Whereupon, on the call of Mr. Thurmond, and the second of Mr. Wofford, the yeas and nays were required to be recorded, and are—yeas 26, nays 82.

Those who voted in the affirmative, are Messrs.

Atkinson,	Hill,
Barnett, of Butts,	Hussey,
Barlow,	Mobley,
Bivins,	Morehouse,
Bloodworth,	Moreland,
Castens,	Phillips,
Chastain,	Price,
Dawson, of Putnam,	Russell,
Fannin,	Smith, of Coweta,
Gardner,	Tift,
Gray,	Wall,
Hackney,	Wallace,
Harrison,	Wooldridge.

Those voting in the negative, are Messrs.

Allred,	Langmade,
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HOUSE OF REPRESENTATIVES.

Anderson, of Franklin,	Lane,
Anderson, of Wilkes,	Latimer, of Cobb,
Armstrong,	Latimer, of Warren,
Bailey,	Lewis,
Bartow,	Lochlin,
Barnett, of Henry,	Loveless,
Baugh,	Lowe,
Bellinger,	McAfee,
Blackwell,	McFarland,
Born,	McLain,
Brinson,	Merrell,
Bulloch,	Moon,
Byrd,	Morel,
Cannon,	Nasworthy,
Cameron, of Chattooga,	Perkins,
Carr,	Pickett,
Clark of Oglethorpe,	Pierce,
Clark, of Stewart,	Powell,
Cobb, of Harris,	Ramsey,
Culler,	Raulerson,
Daniel,	Reeves,
Dawson, of Greene,	Richardson,
Dorminy,	Roberts,
Dyer,	Robinson, of Laurens,
Erwin, of Forsyth,	Robinson, of Macon,
Felton,	Scarlett,
Floyd,	Seward,
Fuller,	Smith, of Hancock,
Gilbert,	Staten,
Gilmore,	Stephens,
Grant,	Sumner,
Hall,	Thurmond,
Harris, of Clarke,	Tillman, of Appling,
Harper,	Tillman, of Tattnall,
Henly,	Waldhour,
Henry,	Walker,
Irvin, of Wilkes,	Williams,
Jackoway,	Wofford,
Janes,	Winn, of Gwinnett,
Knox,	Wynn, of Oglethorpe.

So the Resolution was rejected.

The call of the counties being the regular Order of the Day.

Mr. Tift laid on the table, a Resolution relative to granting leave of absence to Members of the Legislature, and their per diem pay during said absence.

Mr. Tift also from the Committee on Agriculture and Internal Improvements, made a minority Report, on the

Bill to authorize the Governor of Georgia, to issue Bonds for two hundred thousand dollars, to be loaned and secured, to assist in the construction and equipment of a Branch Railroad from the town of Oglethorpe, or some other point on the South-Western Railroad, to Albany in Baker county, favorable to the passage of said Bill.

Mr. Tift also laid on the table, Resolutions in reference to the treatment by the Spanish Authorities, towards John S. Thrasher an American citizen.

Mr. Henry from the Committee on the Judiciary, to whom was referred the Bill to authorize the issue of Executions in certain cases, reported the same back to the House with amendments, and recommend the passage of the same.

Mr. Henry also, from the same Committee, to whom was referred the Bill to change the mode of taking the Census of the State of Georgia, in pursuance of the requirements of the twenty-fifth section of the first article of the Constitution of this State, reported the same back to the House, with doubts as to its constitutionality, and if those doubts are confirmed by the House, they recommend the passage of the following Bill, to wit—

A Bill to provide for taking the Census of the State of Georgia, in pursuance of the requirements of the twenty-fifth section of the first article of the Constitution of the State of Georgia, which is a transcript of the Act of 1845, in lieu thereof.

Mr. Henry from the same Committee, to whom was referred a Bill to protect the people of Georgia against corrupt legislation, and to punish all persons who violate the provisions of this Act, and to add the same as another section to the eighth division of the Penal Code of this State, under the head of crimes and offences against the public justice; Reported against the passage of the same.

Mr. Henry from the same Committee, to whom was referred the Bill, to require the several Judges of the Superior Courts of this State, on the trial of all causes before a Special Jury, whether the same be of a Civil or Equitable nature, to have all parol testimony or evidence given in, taken down in writing, at the request of either counsel for plaintiff or defendant, in the words or language of the witness, as near as may be, and to require said Judges to reduce to writing, before pronouncing the same, their judgment or opinion on all questions arising at Law and Equity, and in all criminal causes, and also, to require said Judges to reduce to writing, before delivering the same, their charge to the aforesaid Special and Petit Juries, in each and all of the aforesaid causes, and for other purposes therein mentioned; Reported against the passage of the same.

The following message was received from the Senate, by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has passed the following Bills :

A Bill for the relief of the Teachers of Poor Children of the county of Hall, for the years 1844 and 1846.

Also, a Bill to authorize and require the Inferior Court of Cherokee county, to allow to the Tax Collectors of said county, their insolvent lists.

Also, a Bill to alter and amend an Act, entitled an Act, to incorporate the Muscogee Asylum for the Poor, to make provisions for their support and to authorize the Inferior Court of Muscogee county, to bind out poor children to said corporation under certain circumstances, and to provide for their Education.

Also, a Bill amendatory of so much of an Act of the General Assembly, assented to in 1847, as authorizes the City Council of Milledgeville, to levy and raise a tax, assessed on the value of real property, loaned or leased for a number of years within the corporate limits of said city, so as to extend the time, within which to raise an amount to pay the subscription of said city, for stock in the Milledgeville and Gordon Railroad Company.

Also, a Bill to alter and change the line between the counties of Lee and Sumter, so that lot number fifty-three, in the fifteenth district of Sumter, whereon Moses W. Bryan resides, shall be added to and included in the county of Lee.

Also, a Bill to be entitled an Act to amend an Act, passed the twenty-third day of December, 1826, granting to the corporate authority of the town of Macon, a certain tract of land adjoining said town, for the purpose of preserving the health, so far as to declare the police regulations of the city of Macon of force over said land, and to alter and amend the second, sixth, twenty-first, twenty-second, twenty-third and thirty-fourth sections of an Act, entitled an Act, to alter and amend the several Acts incorporating the city of Macon, approved December 27, 1847, so far as to change the time of holding the City Elections in Macon, and to amend the Act passed the twenty-second day of February, 1850, relating to the election of Marshal and Deputies for said city.

The Senate has agreed to a Resolution, requesting his Excellency, the Governor, to cause to be paid out of the funds of the Western and Atlantic Railroad, the cost in the case of the State, against Henry G. Dean ;

To which they ask the concurrence of the House of Representatives.

Mr. Harris, of Clarke, offered a Resolution in reference to granting leave of absence to Members of this House.

Mr. Staten introduced a Bill, to change the name of the public site in the county of Clinch;

Which was read the first time.

Mr. Roberts introduced a Bill, for the relief of Thomas B. Andrews and Thomas M. Manay, teachers of poor children of the county of Early, for the years, 1844, 1846, 1847 and 1848.

Which was read the first time.

Mr. Pickett offered a Resolution, requesting the Governor, to forward to the county of Gilmer, the State's seal measure, for the benefit of said county.

Mr. Byrd introduced a Bill, to incorporate New Providence Church, and Snake Creek Academy, in the county of Murray;

Which was read the first time.

Mr. Smith, of Hancock, introduced a Bill, to amend the laws regulating the village of Sparta, in the county of Hancock;

Which was read the first time.

Mr. Mobley offered a Resolution, in reference to the adjournment of the General Assembly *sine die*.

Mr. Blackwell introduced a Bill, to alter and amend an Act, entitled an Act, to alter and amend an Act, for the better regulation of the town of Monticello, in the county of Jasper;

Which was read the first time.

Mr. Woodward introduced a Bill, to incorporate the Georgia Female College, under the care of the Methodist Protestant Church, Georgia District, located in Culloden;

Which was read the first time.

Mr. Floyd laid on the table, a Report of the Committee on Finance; and

On motion of Mr. Floyd, one hundred and fifty copies of the same were ordered to be printed (without being read) for the use of the House.

Mr. Floyd introduced a Bill, to permit the Georgia Railroad Company, and the Waynesboro' Railroad Company, and the South Carolina Railroad Company, to establish a common Depot in the city of Augusta, and to facilitate the communication between said companies on certain conditions;

Which was read the first time.

Mr. Perkins from the Committee on Internal Improvements, to whom was referred the Bill to incorporate Sattilla Plankroad Company, and to grant the unsurveyed portions of the Okefeenokee Swamp, to said Company on certain conditions;

Reported the same back to the House with an amendment, and recommend the passage of the same.

Mr. Carr introduced a Bill, to exempt the Military

Corps of Scriven county, known by the name and style of the Scriven Troops from all Jury duty ;

Which was read the first time.

Mr. Clark, of Stewart, from the Committee on Internal Improvements, to whom was referred a Bill, to authorize his Excellency, the Governor of the State of Georgia, to subscribe for Stock in the South-Western Railroad Company, for the purpose of extending the road of said Company, and to grant further powers to said Company ;

Made a Report on the same, and on motion of Mr. Clark, one hundred and fifty copies of the same, were ordered to be printed for the use of the House, without being read ;

Also, one hundred and fifty copies of the minority Report of the same Committee, made by Mr. Tift, on a Bill of a similar character; were ordered to be printed for the use of the House.

On motion of Mr. Wofford, one hundred and fifty copies of the Bill introduced by Mr. Tift, to provide for the protection and defence of the rights of the citizens of the State of Georgia, &c., were ordered to be printed for the use of the House.

Mr. Fannin introduced a Bill, for the benefit of the Atlanta and LaGrange Railroad Company ;

Which was read the first time, and on motion, the same was referred to the Committee on Internal Improvements, and one hundred and fifty copies ordered to be printed for the use of the House.

Mr. Wallace introduced a Bill, to prevent the killing of Deer, in the counties of Talbot and Marion, at certain periods ;

Which was read the first time.

Mr. Castens introduced a Bill, to appoint an additional number of Trustees of Oak Ridge Academy, and to provide for the removal of the same ;

Which was read the first time.

Mr. Langmade introduced a Bill, to compensate the Petit Jurors of Washington county, and to provide a fund for the same ;

Also, a Bill to change the name of William Wesley Owens, of the county of Washington, to William Wesley Boswick ;

Which were severally read the first time.

Mr. Raulerson introduced a Bill, to change the name of William Hillyard of the county of Wayne, to William Wilkerson, and for other purposes ;

Which was read the first time.

Mr. Edwards introduced a Bill, for a Board of Commissioners on the Great Ogechee River ;

Which was read the first time.



Mr. Edwards also, laid on the table, a Resolution establishing a mail route.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment, and went into Committee of the Whole, Mr. Floyd in the Chair, on the special order of the day, on the Bill "for the government and management of the Western and Atlantic Rail Road," and having spent some time therein, the Speaker resumed the Chair and the following message was received from his Excellency the Governor by Mr. Paine, his Secretary—

MR. SPEAKER: The Governor has approved and signed the following Acts:

An Act to grant corporate powers and privileges to the Curtwright Manufacturing Company;

An Act to incorporate a Volunteer Corps of Infantry in the City of Augusta;

An Act to extend certain privileges to Thomas D. Prather, of the County of Harris, and to make legal and binding the acts and doings of the said Thomas D. Prather, and for other purposes therein contained;

And which have been deposited in the office of the Secretary of State.

Mr. Floyd, of the Committee, again resumed the Chair; and having spent some time therein, the Committee rose and reported progress, and begged leave to sit again.

The House adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Wofford moved to take up the Bills of the House of a local nature for a third reading;

Which motion prevailed.

The House took up the report of the Committee on the Bill to divorce Cynthia Fleming from Mathew L. Fleming, and restore her to all the rights and privileges of a Feme Sole;

The same was, on motion, postponed for the present.

The following Bills were also taken up and postponed for the present, to wit—

A Bill to separate and divorce John Holleman, of Laurens County, and his wife Mary Ellen Holleman, formerly Mary Ellen Jordan;

A Bill to alter and fix the time of holding the Superior Court in the County of Merriwether, of the Coweta Circuit; and for other purposes therein named.

The House took up the Report on the Bill to authorize the Court of Ordinary of Upson County, to grant temporary letters to collect the estate of James Hightower, deceased, late of Upson county; and take care of the same pending an appeal, on certain conditions.

Mr. Seward moved to amend the same by striking out in the caption and body of the Bill, the words "court of" wherever they occur;

Which motion prevailed.

The Report as amended was then agreed to.

The Bill was read the third time and passed under the following title, to wit—

A Bill to authorize the Ordinary of Upson county to grant temporary letters to collect the estate of James Hightower, deceased, late of Upson county; and take care of the same pending an appeal, on certain conditions.

The House took up the Report on the Bill to add so much of the second district of originally Muscogee as is included within the county of Marion, to the county of Macon; and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to change the name of the "Relief Society of the Georgia Annual Conference of the Methodist Episcopal Church South," to that of "The Preacher's Aid Society of the Georgia Conference;" and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to authorize the Judge of the Superior Court of the county of Macon, to draw two panels of Grand and two panels of Petit Jurors;

Also, to require the Justices of the Inferior Court of said county, or a majority of them, to meet at their Court House on the first Monday in February next, to draw an additional panel of Grand and Petit Jurors to serve at the next term of said Superior Court.

Mr. Price moved the following as an additional section, to wit—

*And be it further enacted by the authority aforesaid,* That the Judges of the Superior Court in Floyd county be authorized to draw Grand and Petit Jurors for three panels, to serve one week each at each and every term of said Superior Court;

Which was received.

The Bill was read the third time and passed under the following title, to wit—

A Bill to authorize the Judge of the Superior Court of the county of Macon to draw two panels of Grand and two panels of Petit Jurors;

Also, to require the Justices of the Inferior Court of said county, or a majority of them, to meet at their Court House on the first Monday in February next to draw an additional panel of Grand and Petit Jurors to serve at the next term of said Superior Court; and to authorize the Judge of the Superior Court of Floyd county to draw three panels of Grand and Petit Jurors, to serve one week each.

The House took up the Report on the Bill to change the boundary line of Thomas county, so as to add lot of land No. 110 in the 10th district of Baker county, adjoining the present line of the county of Thomas, so as to add to and make said lot of land a part of Thomas county.

Mr. Seward moved to amend the same by the addition of the following sections, to wit—

*And be it further enacted by the authority of the same,* That lots No. 526 and 525, in the 12th district of Lowndes county, adjoining the line of Thomas county, be and the same are hereby added to and made a part of the county of Thomas;

*And be it further enacted by the authority of the same,* that lots No. 6 and 27, in the 11th district of Meriwether county, adjoining the line of Coweta county, be and the same are hereby added to and made a part of the county of Coweta;

Which were received.

Mr. Perkins moved to amend further, by the addition of the following section, to wit—

*And be it further enacted by the authority aforesaid,* That lot of land No. 10, in the 3d district of Baker, including in the county of Randolph;

Which was received.

Mr. Wynn, of Gwinnett, moved further to amend, by the addition of the following section, to wit—

*And be it further enacted,* That the line between the counties of Hall and Gwinnett be so changed as to include a lot of land, known as Sherwood's Mills, in Hall county, in the county of Gwinnett;

Which was received.

Mr. Dorminy moved further to amend, by the addition of the following section, to wit—

*And be it further enacted,* That lot of land No. 12, in 6th district in Telfair county, be and the same is hereby added to the county of Irwin; which was received.

The Report as amended was then agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Waldhour, and the second of Mr. Janes, the yeas and nays were required to be called, and are—yes 73, nays 13.

Those voting in the affirmative, are Messrs.

Allred,	Latimer, of Cobb,
Anderson, of Franklin,	Latimer, of Warren,
Atkinson,	Lewis,
Bailey,	Lochlin,
Barnett, of Butts,	Lott,
Barnett, of Henry,	Loveless,
Bellinger,	Lowe,
Bivins,	McAfee,
Blackwell,	McComb,
Bloodworth,	McFarland,
Born,	McLain,
Brinson,	Moon,
Bulloch,	Mobley,
Byrd,	Morehouse,
Cameron, of Chattooga,	Moreland,
Cameron, of Telfair,	Morel,
Cannon,	Morris,
Carr,	Nasworthy,
Chastain,	Perkins,
Culler,	Pickett,
Dawson, of Greene,	Price,
Dawson, of Putnam,	Raulerson,
Dorminy,	Roberts,
Erwin, of Forsyth,	Robinson, of Macon,
Fannin,	Scarlett,
Felton,	Seward,
Fowler,	Shewmake,
Fuller,	Sumner,
Gilbert,	Thurmond,
Grant,	Tift,
Hall,	Tillman, of Tattnall,
Harper,	Wallace,
Holland,	Watts,
Hussey,	Williford,
Knox,	Wofford,
Lane,	Winn, of Gwinnett.
Langmade,	

Those voting in the negative, are Messrs.

Armstrong,	Janes,
Barlow,	Merrell,
Clark, of Oglethorpe,	Reeves,

Cobb, of Harris,  
Daniel,  
Floyd,  
Irvin, of Wilkes,

Smith, of Hancock,  
Waldhour,  
Wynn, of Oglethorpe.

So the Bill was passed under the following title, to wit—

A Bill to change the lines of certain counties therein named.

The House took up the Report on the Bill to change the name of the LaGrange Female Institute, and for other purposes therein named.

Mr. Hill moved to amend the same by the following additional section, to wit—

*And be it further enacted*, That the Trustees, in whom are vested the title to the houses and lots on which the LaGrange Female Institute has heretofore been situated, are authorized to sell the same at public outcry, so soon as the same can be done on such terms as they shall deem best; subject, however, to the lien or liens of Joseph T. and Hugh B. T. Montgomery, or either of them, on the same; Which was received.

The Report, as amended, was then agreed to.

The Bill was read the third time, and passed under the title thereof.

The House took up the Report on the Bill to change the line between the counties of Ware and Wayne, so as to define the same, and agreed thereto;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to incorporate the town of Antioch, in Troup county; and to provide for the election of Intendant and Commissioners for the same, and to define their powers, and for other purposes therein named.

Mr. Perkins moved to amend the same by striking out the word "Antioch" in the caption and body of the Bill, and insert "Tickle Gizzard;"

Which motion was lost.

The Report was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to add a part of Murray county to Gordon county.

Mr. Byrd moved to amend the same, by the addition of the following section, to wit—

*And be it further enacted*, That a portion of the county of Floyd, commencing at the North East corner of lot of land number eighteen, in the twenty-fifth district and third section of said county, running thence due west

along the land lines to the North West corner of lot number thirteen; thence due South to the South West corner of lot number twenty-four; thence due East to the North West corner of lot number fifty; thence due South to the South West corner of lot number three hundred and eleven in said district and section; thence due East along the line of the twenty-fourth district of said section, to the West line of Gordon county, be and the same is hereby added to and made a part of the county of Gordon.

*And be it further enacted by the authority aforesaid,* That all suits, prosecutions, executions, and all and every mesne or final process, commenced or pending in any of the Courts in Murray or Floyd counties, when the defendants in them reside in the limits of the territory added to the county of Gordon—and all papers in the hands of the Sheriffs or other officers of the above named counties, be transferred to the dockets and like officers of the county of Gordon, and be placed upon the dockets with the same entries as standing upon the dockets of the Courts from whence transferred;

Which were received.

Mr. Clark, of Stewart, moved further to amend, by the addition of the following section—

*And be it further enacted,* That the county lines of Stewart and Randolph counties, be so changed as to add the lot of land on which John Blackshear, of Randolph county, now resides, to the county of Stewart;

Which was received.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed under the following title, to wit—

A Bill to add a part of the counties of Murray and Floyd to Gordon county; and a part of the county of Randolph to the county of Stewart.

The House took up the Report on the Bill to change the line between the county of Irwin and the county of Telfair.

On motion, the same was postponed indefinitely.

The House took up the Report on the Bill to add a part of the county of Jackson to the county of Madison, so as to include the residences of William Sanders, William Sailors and James M. Sailors.

Mr. Thurmond moved to amend the same by striking out in the 1st Section, all after the word “beginning,” and inserting the words “at the place where the line of said counties strike the Southern boundary line of the lands of William Sanders, of Jackson county; running thence so as to cut off from the county of Jackson, the lands, tenements and residence of William Sanders, and add the same to the county of Madison;” which motion prevailed.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed under the following title, to wit—

A Bill to add a part of Jackson to Madison county, so as to include the residence of William Sanders.

The House took up the Report on the Bill to authorize the Court of Ordinary of Upson county, to grant letters of Administration on the undivided estate of Allen McWalker, late of Upson county, deceased, and upon certain conditions.

Mr. Seward moved to amend the same by striking out in the caption and body of the Bill, the words "Court of,"

Which motion prevailed.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed under the following title, to wit—

A Bill to authorize the Ordinary of Upson county to grant letters of administration on the undivided estate of Allen McWalker, late of Upson county, deceased, and upon certain conditions.

The House took up the Report of the Committee on the Bill to make permanent the public site in the county of Lee, at Starkville; and to incorporate the same—to designate the corporate limits thereof, to appoint Commissioners for the same, and to define their powers; and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to exempt from Pilotage over the Bar and River Savannah, in the county of Chatham, all steam vessels carrying a mail and plying between the State of Georgia and the States of South Carolina and Florida; and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to incorporate and appoint Trustees for the Washington County Female Institute, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill compelling Justices of the Peace of the ten hundred and thirtieth district of Ware county, to hold Justice Court at the place hereinafter named; and agreed thereto.

The Bill was read the third time, and passed under the title thereof.

The House took up the Report on the Bill to change the line between the counties of Telfair and Appling, and agreed thereto.

The Bill was read the third time, and passed under the title thereof.

The House took up the Report on the Bill to reduce the Sheriff's bond of Clinch county, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to authorize William Richards and Benjamin F. Haney, of Lumpkin county, to practise medicine in the several counties of this State, charging compensation therefor without a license as now provided by law.

Mr. Russell moved to amend the caption and body of the Bill, by striking out the words "several counties of this State," and inserting the words "county of Lumpkin ;"

Which motion prevailed.

Mr. Seward moved to amend the same by allowing Peter E. L. Jennings, of Heard county, and Arthur W. Preston, of the county of Thomas, to practise medicine and charge for the same ;

Which motion prevailed.

Mr. Merrell moved further to amend, by including Henry H. Lumpkin and Daniel B. Heard, of the county of Carroll, in the provisions of this Act, so as to allow them to practise in Carroll, Campbell, Coweta and Heard ;

Which motion prevailed.

Mr. Price moved further to amend by allowing William C. Dabbs, of Floyd county, to practise medicine and charge for the same ;

Which motion prevailed.

Mr. Janes moved to further amend, by allowing Hiram Roberts, of Paulding county, to practise medicine in Paulding and Carroll counties ;

Which motion prevailed.

Mr. Carr moved further to amend, by allowing Ransom Rogers, of Scriven county, to practise medicine and charge for the same ;

Which motion prevailed.

Mr. Tift moved further to amend, by allowing William R. West, of Baker county, and Frank Ray, of Irwin county, to practise medicine and charge for the same.

Which motion prevailed.

Mr. Bloodworth moved further to amend, by including John P. Hunt, of Monroe county, in the provisions of this Bill ;

Which motion prevailed.

Mr. Hussey moved further to amend, by the following proviso, to wit—

*Provided, however,* That said persons shall first undergo an examination of the Board of Physicians of this State, and obtain a license to practise.

Whereupon, on the call of Mr. Hussey and the second



of Mr. Thurmond, the yeas and nays were required to be recorded, and are—yeas 44, nays 39.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Knox,
Atkinson,	Lane,
Bivins,	Latimer, of Warren,
Born,	Lewis,
Brinson,	Lowe,
Bulloch,	McAfee,
Byrd,	McFarland,
Cameron, of Chattooga,	Moreland,
Clark, of Stewart,	Nasworthy,
Culler,	Perkins,
Daniel,	Raulerson,
Dawson, of Greene,	Reeves,
Erwin, of Forsyth,	Richardson,
Felton,	Scarlett,
Floyd,	Shewmake,
Gardner,	Smith, of Hancock,
Gilbert,	Sumner,
Hall,	Thurmond,
Henry,	Tillman, of Tattnall,
Hill,	Waldhour,
Holland,	Watts,
Hussey,	Williford.

Those voting in the negative are Messrs.

Allred,	Langmade,
Anderson, of Wilkes,	Latimer, of Cobb,
Armstrong,	Lochlin,
Bailey,	Lott,
Barnett, of Henry,	Loveless,
Barlow,	McLain,
Bellinger,	Merrell,
Bloodworth,	Moon,
Cannon,	Mobley,
Carr,	Morris,
Chastain,	Pickett,
Clark, of Oglethorpe,	Price,
Dawson, of Putnam,	Russell,
Dorminy,	Seward,
Dyer,	Tift,
Fannin,	Wallace,
Fowler,	Wofford,
Grant,	Winn, of Gwinnett.
Irvin, of Wilkes,	Wynn, of Oglethorpe.
Janes,	

So the motion prevailed.

The House then adjourned until half past 9 o'clock, to-morrow morning.

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THURSDAY, DEC. 18, 1851.

The House met pursuant to adjournment—

Mr. Russell moved to reconsider so much of the Journal of yesterday, as relates to the adoption of the proviso offered by Mr. Hussey to the Bill authorizing William Richards and Benjamin F. Haney, of Lumpkin county, to practise Medicine in the several counties in this State;

The House refused to reconsider.

On motion of Mr. Harris, of Clarke, the Rule was suspended, and the following Resolution was taken up, to wit:

*Resolved*, That it shall be the duty of the Clerk of this House, on Tuesday, Thursday and Saturday mornings of this, and each succeeding week of the present session, to Report to the Speaker, the number of absentees on leave or otherwise, and that no leave of absence shall be granted to any member, if his absence would reduce the number of Members in attendance, below twenty, over and above a quorum.

*And be it further Resolved*, That it shall not be in order, for any Member of this House; to move or obtain leave of absence, except on Monday's, Wednesday's and Saturday's.

Mr. Seward moved to amend the same, by the addition of the following Resolution, to wit—

*Resolved*, That a Committee of Five, be appointed by the Chair, to join such Committee as the Senate may appoint for conference and examination into the business of the two Houses, and to ascertain at what time the General Assembly may adjourn. And to consider also, whether the amount of business, its character and importance to the State, is such as to require deliberation and time, so as to consummate and perfect measures of general interest to the State, in a manner compatible with the interest and prosperity of her people, and also, to take into consideration the interest of the members of the Legislature, whose presence may be necessary at home, on the incoming of the New Year, and their obligations to give attention to business of a public nature, affecting the community in which they respectively reside, and to report to each House, with as little delay as is consistent with their duty, whether the public interest will be best subserved, by a recess, to avoid hasty and indiscreet legislation;

Which was received.

The Resolution as amended. was then agreed to.

Mr. Cameron, of Chattooga, moved to suspend the Order, to take up a reconsidered Bill for the relief of Daniel Hicks and others ;

Which motion was lost.

Mr. Bartow moved the House resolve itself into a Committee of the Whole, on the Bill for the government and management of the Western and Atlantic Railroad.

Whereupon, on the call of Mr. Seward, and the second of Mr. Russell, the yeas and nays were required to be recorded, and are—yeas 74, nays 33.

Those voting in the affirmative are Messrs.

Allred,	Harper,
Anderson, of Franklin,	Henly,
Anderson, of Wilkes,	Henry,
Armstrong,	Hill,
Bailey.	Irvin, of Wilkes,
Bartow,	Janes,
Barnett, of Butts,	Knox,
Barnett, of Henry,	Lane,
Baugh,	Langmade,
Bellinger,	Latimer, of Cobb,
Bivins,	Latimer, of Warren,
Blackwell,	Lewis,
Bloodworth,	Lochlin,
Born,	Loveless,
Brinson,	McFarland,
Bulloch,	McLain,
Byrd,	Moon,
Cameron, of Telfair,	Moreland,
Carr,	Morel,
Chastain,	Nasworthy,
Clark, of Oglethorpe,	Perkins,
Daniel,	Ramsey,
Dawson, of Greene,	Raulerson,
Dawson, of Putnam,	Reeves,
Dyer,	Richardson,
Edwards,	Robinson, of Laurens,
Erwin, of Forsyth,	Robinson, of Macon,
Fannin,	Shewmake,
Felton,	Smith, of Hancock,
Floyd,	Stephens,
Gardner,	Thurmond,
Gilmore,	Tillman, of Tattnall,
Grant,	Waldhour,
Hall,	Walker,
Harrison,	Williford,
Harris, of Clarke,	Wofford,
Harris, of McIntosh,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Atkinson,	Mobley,
Cannon,	Morehouse,
Castens,	Morris,
Clark, of Stewart,	Phillips,
Cobb, of Harris,	Pickett,
Culler,	Pierce,
Dorminy,	Roberts,
Fowler,	Russell,
Fuller,	Seward,
Gilbert,	Smith, of Coweta,
Gray,	Staten,
Hackney,	Sumner,
Hussey,	Tift,
Lowe,	Wallace,
McAfee,	Watts,
McComb,	Wooldridge.
Merrell,	

So the motion prevailed.

The Committee appointed by the Chair, on the part of the House, under the Joint Resolution, to enquire into the state of the business in both the House and Senate, &c., are—Messrs. Seward, Wofford, Floyd, Bartow and Harris, of Clarke.

The House then went into Committee of the Whole, Mr. Floyd in the Chair, on the Bill for the government and management of the Western and Atlantic Railroad.

Pending the discussion thereon—

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER:—The Senate has passed the following Bills—

A Bill to authorize the Justices of the Inferior Court of Cobb county, to cause a new Court House to be built in said county, and for other purposes therein named.

Also, a Bill to extend the corporate limits of the town of Eatonton, to regulate licenses therein, to fix the time for the election of Commissioners, and for other purposes.

Also, a Bill to authorize the Commissioners of Public Roads of Chatham county, to shut up permanently the Creek between Whitemarsh and Oatland Islands.

Also, a Bill to amend an Act, entitled an Act, to lay off and divide the State into Eight Congressional Districts.

The Senate has also concurred in the Resolutions of the House, providing for the distribution of Cobb's new Digest, &c., with an amendment to which, they ask the concurrence of the House.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has concurred in the Resolution of the House, providing for the appointment of a Joint Committee, to examine into and report upon the business before the General Assembly, &c., and have appointed as a Committee on their part, Messrs. Mosely, Cone, Tumin, Day and Knight.

Mr. Floyd, of the Committee, again resumed the Chair, and having spent some time therein, the Committee rose, and reported progress, and begged leave to sit again.

On motion of Mr. Milledge, the Rule was suspended, and he presented a petition from John Royal, praying compensation for damages sustained by him, by accident on the Western and Atlantic Railroad;

Which was referred, without being read, to a Select Committee of Messrs. Milledge, Walker and Shewmake.

On motion of Mr. Bartow, the House took up the amendment of the Senate, to the Resolution of the House, requiring the Governor to distribute Cobb's new Digest, which is as follows, to wit: To strike out the words "Court of," and insert the word "the" and concurred in the same.

The House then adjourned until 3 o'clock, P. M.

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### THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and went into Committee of the Whole, Mr. Floyd in the Chair, on the unfinished business of the morning, which was the Bill for the government and management of the Western and Atlantic Railroad, and having spent some time therein, the Committee rose and reported the Bill back to the House, with amendments.

Mr. Chastain moved the previous question.

Mr. Seward moved the House do now adjourn.

Whereupon, on the call of Mr. Seward, and the second of Mr. Cannon, the yeas and nays were required to be recorded, and are—yeas 5, nays 91.

Those voting in the affirmative, are Messrs.

Lott,  
Seward,  
Tift,

Williford,  
Wooldridge.

Those voting in the negative are Messrs.

Allred,  
Anderson, of Wilkes,

Henly,  
Hussey,

Anderson, of Franklin,	Irvin, of Wilkes,
Armstrong,	Janes,
Atkinson,	Knox,
Bailey,	Lane,
Bartow,	Langmade,
Barnett, of Butts,	Latimer, of Cobb,
Barnett, of Henry,	Latimer, of Warren,
Baugh,	Lewis,
Bivins,	Lochlin,
Blackwell,	Loveless,
Bloodworth,	Lowe,
Born,	McLain,
Brinson,	Merrell,
Bulloch,	Moon,
Byrd,	Morehouse,
Cameron, of Chattooga,	Moreland,
Cannon,	Morel,
Chastain,	Morris,
Castens,	Nasworthy,
Clark, of Oglethorpe,	Perkins,
Clark, of Stewart,	Phillips,
Cobb, of Harris,	Pickett,
Daniel,	Pierce,
Dawson, of Greene,	Powell,
Dawson, of Putnam,	Price,
Dorminy,	Ramsey,
Dyer,	Raulerson,
Edwards,	Reeves,
Erwin, of Forsyth,	Roberts,
Fannin,	Robinson, of Laurens,
Felton,	Robinson, of Macon,
Floyd,	Scarlett,
Fowler,	Smith, of Coweta,
Fuller,	Smith, of Hancock,
Gardner,	Staten,
Gilbert,	Stephens,
Gilmore,	Thurmond,
Grant,	Tillman, of Tattnall,
Gray,	Waldhour,
Hackney,	Walker,
Hall,	Wallace,
Harrison,	Wofford,
Harris, of McIntosh,	Winn, of Gwinnett,
Harper,	Wynn, of Oglethorpe.

So the motion to adjourn was lost.

The question then recurred on the motion for the previous question, and the question being put, "will the House sustain the call for the previous question?"

On the call of Mr. Chastain, and the second of Mr. Anderson, of Franklin, the yeas and nays were required to be recorded, and are—yeas 70, nays 36.

Those voting in the affirmative, are Messrs.

Allred,	Lane,
Anderson, of Wilkes,	Latimer, of Warren,
Anderson, of Franklin,	Lewis,
Armstrong,	Lott,
Bailey,	Loveless,
Bartow,	Lowe,
Bivins,	McFarland,
Blackwell,	McLain,
Born,	Moon,
Brinson,	Morel,
Bulloch,	Morris,
Byrd,	Nasworthy,
Cameron, of Chattooga,	Perkins,
Cameron, of Telfair,	Powell,
Carr,	Price,
Chastains,	Ramsey,
Clark, of Oglethorpe,	Raulerson,
Clark, of Stewart,	Reeves,
Daniel,	Richardson,
Dawson, of Putnam,	Roberts,
Dorminy,	Robinson, of Laurens,
Dyer,	Scarlett,
Edwards,	Smith, of Hancock,
Erwin, of Forsyth,	Staten,
Felton,	Stephens,
Floyd,	Sumner,
Gardner,	Thurmond,
Gilmore,	Tilman, of Tattnall,
Grant,	Waldhour,
Hackney,	Walker,
Harris, of Clarke,	Wall,
Harris, of McIntosh,	Watts,
Harper,	Williams,
Henly,	Winn, of Gwinnett,
Knox,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Atkinson,	Langmade,
Barnett, of Butts,	Latimer of Cobb,
Barlow,	Lochlin,
Baugh,	Merrell,
Bellinger,	Morehouse,
Bloodworth,	Phillips,

Cannon,	Pickett,
Castens,	Pierce,
Cobb, of Dooly,	Robinson, of Macon,
Culler,	Russell,
Dawson, of Greene,	Seward,
Fowler,	Shewmake,
Fuller,	Smith, of Coweta,
Gilbert,	Tift,
Gray,	Wallace,
Hussey,	Williford,
Irvin, of Wilkes,	Wofford,
Janes,	Wooldridge.

So the call was sustained.

The Bill was taken up by sections—

The first section having been read, the following amendment was proposed by the Committee, to wit—

To strike out the words “that from and after the day of        in the year of our Lord one thousand eight hundred and fifty-two,” and insert the words “that from and after the passage of this act;”

Which was received.

The second section having been read, the following amendment was proposed by the Committee, to wit—

To strike out in the fourth line, the words “for the term of two years,” and insert the words “until the first of January, 1854;”

Which was received.

The third section having been read, the Committee proposed the following amendment, to wit—

Insert after the word “him,” in the fifth line, the following words, to wit :

“No person shall be appointed to any office on said road, who is in the habit of using intoxicating liquors.”

Whereupon, on the call of Mr. Seward, and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 39, nays 59.

Those voting in the affirmative are Messrs.

Allred,	Henry,
Anderson, of Franklin,	Knox,
Bailey,	Lane,
Bartow,	Latimer, of Cobb,
Blackwell,	Lott,
Clark, of Stewart,	McFarland,
Cobb, of Dooly,	Morel,
Daniel,	Morris,
Dawson, of Putnam,	Price,
Dorminy,	Richardson,



Dyer,	Russell,
Edwards,	Shewmake,
Felton,	Smith, of Hancock,
Floyd,	Staten,
Fuller,	Tillman, of Tattnall,
Gardner,	Wallace,
Grant,	Wofford,
Gray,	Wooldridge,
Hackney,	Winn, of Gwinnett.
Hall,	

Those voting in the negative are Messrs.

Armstrong,	Latimer, of Warren,
Atkinson,	Lochlin,
Barnett, of Henry,	Loveless,
Barnett, of Butts,	Lowe,
Barlow,	McLain,
Baugh,	Merrell,
Bellinger,	Moon,
Bivins,	Nasworthy,
Bloodworth,	Perkins,
Born,	Phillips,
Brinson,	Pickett,
Bulloch,	Pierce,
Byrd,	Raulerson,
Cameron, of Chattooga,	Reeves,
Cameron, of Telfair,	Robinson, of Laurens,
Cannon,	Robinson, of Macon,
Carr,	Scarlett,
Chastain,	Seward,
Clark, of Oglethorpe,	Smith, of Coweta,
Culler,	Stephens,
Dawson, of Greene,	Thurmond,
Erwin, of Forsyth,	Tift,
Fowler,	Waldhour,
Gilbert,	Walker,
Gilmore,	Wall,
Harrison,	Watts,
Harper,	Williford,
Henly,	Williams,
Irvin, of Wilkes,	Wynn, of Oglethorpe.
Langmade,	

So the amendment was rejected.

Also, the following amendment, was proposed by the Committee to the same section, to wit—

To fill the blank with the word "five;"

Which was received.

Also, the following amendment was proposed by the Committee, to the same section, to wit—

To strike out the words “the Governor shall be authorized, to direct a suit to be brought in one of the Superior Courts of this State, by him to be selected,” and insert the words “the claimant shall be authorized to bring suits in any of the Superior Courts of the several counties of this State, through which the said road passes, against the Superintendant of the Western and Atlantic Railroad, in his official character;”

Which was received.

Also, the following amendment was proposed by the Committee, to the same section, to wit—

After the word “State” in next to the last line, insert the words “or other persons or parties;”

Which was received.

The fourth section having been read, the Committee proposed the following amendment, to wit—

To fill the blank in said section, with the word “thirty;”

Which was agreed to.

The eighth section having been read—

The Committee proposed the following amendment, to-wit:

To insert after the word “station,” the words “and depot;”

Which was agreed to.

The Committee also proposed the following amendment, to-wit:

To strike out in the third line of said eighth section, the words “where practicable;”

Which was agreed to.

The Committee proposed the following, to come in as an additional section, after the ninth section, to-wit:

*And be it further enacted*, That the term of office of the Superintendant to be appointed by the Governor, under the provisions of this Act, shall expire on the first day of January, 1854, and that his successor in office shall be elected by the next Legislature.

Whereupon, on the call of Mr. Seward, and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 74, nays 32.

Those voting in the affirmative, are Messrs.

Allred,  
Anderson, of Franklin,  
Armstrong,  
Atkinson,  
Bailey,  
Barnett, of Henry,

Lane,  
Langmade,  
Latimer, of Cobb,  
Latimer, of Warren,  
Lewis,  
Lochlin,

Barlow,	Lott,
Baugh,	Loveless,
Bivins,	Lowe,
Bloodworth,	McLain,
Brinson,	Merrell,
Bulloch,	Mobley,
Byrd,	Morel,
Cameron, of Telfair,	Morris,
Carr,	Nasworthy,
Castens,	Perkins,
Clark, of Oglethorpe,	Phillips,
Culler,	Pierce,
Daniel,	Raulerson,
Dawson, of Putnam,	Reeves,
Dorminy,	Richardson,
Edwards,	Roberts,
Erwin, of Forsyth,	Robinson, of Laurens,
Floyd,	Robinson, of Macon,
Fuller,	Russell,
Gardner,	Scarlett,
Gilbert,	Shewmake,
Gillmore,	Smith, of Coweta,
Grant,	Smith, of Hancock,
Gray,	Staten,
Hall,	Tillman, of Tattnall,
Harrison,	Walker,
Harris, of McIntosh,	Wall,
Henry,	Wallace,
Hill,	Williford,
Hussey,	Williams,
Knox,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Anderson, of Wilkes,	Henly,
Bartow,	Irvin, of Wilkes,
Bellinger,	Janes,
Blackwell,	McAfee,
Born,	McFarland,
Cameron, of Chattooga,	Moon,
Cannon,	Morehouse,
Chastain,	Pickett,
Cobb, of Dooly,	Price,
Dawson, of Greene,	Seward,
Dyer,	Stephens,
Fannin,	Thurmond,
Felton,	Tift,
Fowler,	Waldhour,
Harper,	Watts,

Wooldridge, \*  
Wofford,

Winn, of Gwinnett.

So the amendment was received.

The Report of the Committee was then agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Shewmake, and the second of Mr. Seward, the yeas and nays were required to be recorded; and are—yeas 87, nays 27.

Those who voted in the affirmative, are Messrs.

Allred,  
Anderson, of Franklin,  
Anderson, of Wilkes,  
Bailey,  
Bartow,  
Barnett, of Henry,  
Barlow,  
Bellinger,  
Bivins,  
Blackwell,  
Bloodworth,  
Born,  
Brinson,  
Bulloch,  
Byrd,  
Cameron, of Chattooga,  
Cameron, of Telfair,  
Castens,  
Chastain,  
Clark of Oglethorpe,  
Clark, of Stewart,  
Daniel,  
Dawson, of Putnam,  
Dyer,  
Edwards,  
Erwin, of Forsyth,  
Fannin,  
Felton,  
Floyd,  
Gardner,  
Gilmore,  
Grant,  
Hall,  
Harrison,  
Harris, of McIntosh,  
Harper,  
Henly,  
Henry,

Lane,  
Latimer, of Cobb,  
Latimer, of Warren,  
Lewis,  
Lochlin,  
Lott,  
Loveless,  
Lowe,  
McAfee,  
McFarland,  
McLain,  
Moon,  
Mobley,  
Morel,  
Nasworthy,  
Perkins,  
Pierce,  
Price,  
Ramsey,  
Raulerson,  
Reeves,  
Richardson,  
Roberts,  
Robinson, of Laurens,  
Robinson, of Macon,  
Russell,  
Scarlett,  
Shewmake,  
Smith, of Coweta,  
Smith, of Hancock,  
Staten,  
Stephens,  
Thurmond,  
Tillman, of Tattnall,  
Waldhour,  
Walker,  
Wall,  
Wallace,

Hill,  
Irvin, of Wilkes,  
Janes,  
Knox,  
Langmade,

Williams,  
Wofford,  
Winn, of Gwinnett,  
Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Armstrong,  
Atkinson,  
Baugh,  
Cannon,  
Carr,  
Cobb, of Dooly,  
Culler,  
Dawson, of Greene,  
Dorminy,  
Fowler,  
Fuller,  
Gilbert,  
Gray,

Hackney,  
Hussey,  
Merrell,  
Morehouse,  
Morris,  
Phillips,  
Pickett,  
Seward,  
Sumner,  
Tift,  
Watts,  
Williford,  
Wooldridge.

So the Bill was passed.

Mr. Shewmake from the Committee on Enrollment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, to-wit—

An Act to amend the Charter of the Jewish Congregation, at Savannah.

Also, an Act to authorize Alfred F. Brahan, to plead and practice Law in the Courts of Law and Equity in this State, on certain conditions therein named.

Also, an Act to incorporate the Washington Fire Company, of the city of Savannah, Georgia.

Mr. Robinson, of Laurens, from the Committee on the Military, to whom was referred the Memorial and Resolutions of the City Council of Augusta, praying the Legislature to call the attention of our Senators and Representatives in Congress, to the importance of establishing a large Depot of Arms on or near the Canal in said city ;

Reported Resolutions tending to answer the prayer of the Petitioners.

Mr. Robinson, of Laurens, also, from the same Committee, made a Report, and introduced the following Bill, to-wit :

A Bill to organize Volunteer Corps in the different counties in this State.

The following message was received from His Excellency the Governor, by Mr. Paine, his Secretary—

MR. SPEAKER: The Governor has assented to, and signed the Resolution in relation to the distribution of the Digest of Thomas R. R. Cobb, and such other books as the Inferior Courts of the different counties may apply for;

Which has been deposited in the Office of the Secretary of State.

Mr. Bartow moved to suspend the Order, and take up the Bill appropriating money for the use of the Western and Atlantic Rail Road, and make it the Special Order of the day for Monday next.

Whereupon, on the call of Mr. Seward and the second of Mr. Russell, the yeas and nays were required to be recorded, and are—yeas 60, nays 43.

Those who voted in the affirmative, are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Henry,
Anderson, of Wilkes,	Hill,
Armstrong,	Irvin, of Wilkes,
Bailey,	Janes,
Bartow,	Knox,
Barnett, of Henry,	Lane,
Baugh,	Latimer, of Cobb,
Bivins,	Latimer, of Warren,
Bloodworth,	Lewis,
Born,	Loveless,
Bulloch,	Mobley,
Byrd,	Morel,
Chastain,	Morris,
Clark of Oglethorpe,	Powell,
Daniel,	Ramsey,
Dawson, of Putnam,	Reeves,
Dyer,	Richardson,
Edwards,	Robinson, of Macon,
Erwin, of Forsyth,	Scarlett,
Fannin,	Smith, of Hancock,
Felton,	Staten,
Floyd,	Stephens,
Gardner,	Thurmond,
Grant,	Tillman, of Tattnall,
Hackney,	Walker,
Hall,	Williams,
Harrison,	Wofford,
Harris, of McIntosh,	Winn, of Gwinnett,
Harper,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Atkinson,

Barnett, of Butts,	McAfee,
Barlow,	McLain,
Bellinger,	Merrell,
Brinson,	Moon,
Cameron, of Chattooga,	Nasworthy,
Cameron, of Telfair,	Pickett,
Cannon,	Pierce,
Carr,	Price,
Castens,	Raulerson,
Clark, of Stewart,	Roberts,
Cobb, of Dooly,	Robinson, of Laurens,
Culler,	Russell,
Dorminy,	Seward,
Fowler,	Smith, of Coweta,
Gilbert,	Sumner,
Gilmore,	Tift,
Gray,	Waldhour,
Hussey,	Wall,
Langmade,	Wallace,
Lochlin,	Watts,
Lott,	Wooldridge.

So the motion prevailed.

Mr. Seward moved the House do now adjourn, until to-morrow morning, half-past nine o'clock.

The question being divided, the first motion put, was that "the House do now adjourn;"

Which motion prevailed.

The question then was, "Shall the House adjourn until half-past nine o'clock to-morrow morning?" and on the call of Mr. Seward and the second of Mr. Bloodworth, the yeas and nays were required to be recorded, and are—yeas 47, nays 55.

Those voting in the affirmative, are Messrs.

Atkinson,	Merrell,
Bailey,	Moon,
Bloodworth,	Moreland,
Born,	Morris,
Byrd,	Nasworthy,
Cameron, of Telfair,	Perkins,
Cannon,	Pickett,
Carr,	Pierce,
Castens,	Powell,
Culler,	Richardson,
Dawson, of Greene,	Roberts,
Dawson, of Putnam,	Robinson, of Laurens,
Edwards,	

Erwin, of Forsyth,	Seward,
Fuller, .	Shewmake,
Gardner,	Stephens,
Gilbert,	Sumner,
Gillmore,	Tift,
Hall,	Waldhour,
Harrison,	Walker,
Harris, of McIntosh,	Wall,
Harper,	Wallace,
Hussey,	Watts,
Latimer, of Cobb,	Wooldridge.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Janes,
Anderson, of Wilkes,	Knox,
Armstrong,	Lane,
Bartow,	Langmade,
Barnett, of Butts,	Latimer, of Warren,
Barnett, of Henry,	Lewis,
Barlow,	Lochlin,
Baugh,	Lott,
Bellinger,	Loveless,
Bivins,	Lowe,
Brinson,	McAfee,
Bulloch,	McLain,
Cameron, of Chattooga,	Morel,
Chastain,	Price,
Clark, of Oglethorpe,	Ramsey,
Cobb, of Dooly,	Reeves,
Daniel,	Robinson of Macon,
Dorminy,	Scarlett,
Dyer,	Smith, of Coweta,
Fannin,	Smith, of Hancock,
Felton,	Staten,
Floyd,	Thurmond,
Hackney,	Tillman, of Tattnall,
Henry,	Williams,
Henly,	Winn, of Gwinnett,
Hill,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

So the motion was lost.

The House then adjourned until seven o'clock, P. M.



SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Walker moved to suspend the Order ;

Which motion prevailed, and the following Bill was taken up and read the second time and committed for a third reading, to-wit :

A Bill to exempt from levy and sale, certain property therein mentioned.

The House proceeded with the unfinished business of yesterday, which was on the following amendment, offered by Mr. Seward, to the Bill authorizing William Richards and Benjamin F. Haney, of Lumpkin county, to practise Medicine in the several counties of this State, to-wit :

*And be it further enacted,* That any person may practise Medicine and Surgery in this State, upon procuring the certificate of three practising Physicians, that such person or persons are qualified so to do, any usage or custom to the contrary ;

Which was received

Mr. Seward moved to lay the Bill and Amendments on the table for the present ;

Which motion prevailed.

The House went into Committee of the Whole, Mr. Seward in the Chair, on the Bill to appropriate money for the improvement of the Navigation of the Coosa River, between Rome and the boundary line between the States of Georgia and Alabama, and to appoint Commissioners for that purpose, and having spent some time therein, the Committee rose and reported the same back to the House with amendments ;

On motion the Report was taken up, and the first section having been read, the Committee moved to amend by striking out in the same, the word "fifteen" and insert the word "five ;"

Which was agreed to.

The second section having been read, the Committee moved to amend the same, by filling the blank with the following names, to-wit :

"Alfred Shorter, Daniel R. Mitchell and W. E. Alexander ;"

Which was agreed to.

The third section having been read, the Committee moved the following amendment, to-wit :

To strike out the word "thirty" and insert "ten ;"

Which was agreed to.

Mr. Atkinson moved to amend the Report of the Committee of the Whole by adding the following proviso, to-wit :

*Provided,* however, that said Bill shall be . . . . . dol-

lars appropriated as aforesaid, shall not be used in said improvement, until a sufficient sum shall have been raised by the Central Georgia and Macon and Western Rail Road to complete the improvement of said River."

Mr. Bartow moved to amend the Proviso by striking out the words "the Central, Georgia and Macon and Western Rail Road," and insert in lieu thereof, the word "others;"

Which motion prevailed.

The Proviso as amended, was then adopted.

The Report of the Committee of the Whole as amended, was then agreed to.

The Bill was read the third time, and on the question "Shall this Bill now pass?" on the call of Mr. Anderson, of Franklin, and the second of Mr. Langmade, the yeas and nays, were required to be recorded, and are—yeas 66, nays 29.

Those voting in the affirmative, are Messrs.

Allred,	Harper,
Atkinson,	Henly,
Bailey,	Henry,
Bartow,	Hill,
Barnett, of Butts,	Janes,
Barnett, of Henry,	Lane,
Barlow,	Lewis,
Bivins,	Loveless,
Blackwell,	Lowe,
Bloodworth,	McComb,
Born,	McFarland,
Bulloch,	Mobley,
Byrd,	Morehouse,
Cameron, of Chattooga,	Morel,
Cameron, of Telfair,	Morris,
Carr,	Perkins,
Chastain,	Pickett,
Cobb, of Dooly,	Pierce,
Culler,	Price,
Daniel,	Reeves,
Dawson, of Greene,	Richardson,
Dorminy,	Roberts,
Dyer,	Robinson, of Laurens,
Edwards,	Robinson, of Macon,
Erwin, of Forsyth,	Seward,
Fannin,	Shewmake,
Felton,	Smith, of Coweta,
Floyd,	Smith, of Hancock,
Grant,	TEA
Hackney	lace.

Hall,	Wofford,
Harrison,	Wooldridge,
Harris, of McIntosh,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Langmade,
Anderson, of Franklin,	Latimer of Cobb,
Armstrong,	Latimer, of Warren,
Baugh,	Lochlin,
Brinson,	Lott,
Cannon,	McAffee,
Clark, of Oglethorpe,	McLain,
Dawson, of Putnam,	Merrell,
Fowler,	Moon,
Gardner,	Nasworthy,
Gilbert,	Raulerson,
Gilmore,	Staten,
Gray,	Sumner,
Irwin, of Wilkes,	Tilman, of Tattnall,
Knox,	Williford.

So the Bill was passed.

The House took up the Report on the Bill to alter and amend the second section of the Act of the General Assembly of the State of Georgia, passed on the 4th day of December, 1799, and entitled an Act to empower the Inferior Courts to lay out public roads, and for the purpose of granting compensation to land owners where the Inferior Courts of the several counties in this State shall pass orders for the opening of new roads, and for the purpose of pointing out the mode of ascertaining the amount of damages done to land, and the mode of compensation therefor; and also, for the purpose of declaring what shall be the evidence necessary to a recovery in such cases, and for other purposes therein named.

The following substitute offered by the Committee on the Judiciary, was received in lieu of the original, to-wit:

A Bill to amend the second section of an Act to empower the Inferior Courts of the several counties of this State, to order the laying out of public roads and order the building and keeping in repair the public bridges, and approved, December 4th, 1799.

The Report of the Committee of the Whole as amended was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the Report of the Committee on the Bill to alter and amend the \_\_\_\_\_ of this

State, giving both parties in all cases of total divorces, the right thereafter to contract matrimony; and agreed thereto.

The Bill was read the third time and on the question, "Shall this Bill now pass?" the yeas and nays were required to be recorded, on the call of Mr. Janes and the second of Mr. Shewmake, and are—yeas 31, nays 56.

Those voting in the affirmative, are Messrs.

Armstrong,	Lott,
Atkinson,	Lowe,
Barnett, of Henry,	McLain,
Bloodworth,	Merrell,
Cameron, of Chattooga,	Nasworthy,
Cannon,	Perkins,
Carr,	Raulerson,
Cobb, of Dooly,	Reeves,
Daniel,	Roberts,
Dawson, of Putnam,	Robinson, of Laurens,
Erwin, of Forsyth,	Robinson, of Macon,
Gray,	Seward,
Hackney,	Smith, of Coweta,
Henly,	Tift,
Langmade,	Wofford.
Latimer, of Cobb,	

Those voting in the negative are Messrs.

Allred,	Harris, of McIntosh,
Anderson, of Wilkes,	Harper,
Anderson, of Franklin,	Hill,
Bailey,	Irvin, of Wilkes,
Bartow,	Janes,
Barnett, of Butts,	Knox,
Baugh,	Lane,
Bellinger,	Latimer, of Warren,
Bivins,	Lewis,
Blackwell,	Lochlin,
Born,	Loveless,
Brinson,	McAfee,
Bulloch,	Moon,
Byrd,	Mobley,
Cameron, of Telfair,	Morris,
Chastain,	Pickett,
Culler,	Pierce,
Dawson, of Greene,	Price,
Dorminy,	Richardson,
Dyer,	Shewmake,
Edward <sup>a</sup> ,	Smith, of Hancock,
Fannin,	Staten,

Felton,  
Floyd,  
Gardner,  
Gilbert,  
Gilmore,  
Hall,

Sumner,  
Thurmond,  
Tillman, of Tattnall,  
Williford,  
Wooldridge.  
Wynn, of Oglethorpe.

So the Bill was lost.

The House then adjourned until half-past 9 o'clock, to-morrow morning.

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FRIDAY, DEC. 19, 1851.

The House met pursuant to adjournment.

Mr. Russell moved to reconsider so much of the Journal of yesterday as relates to the passage, by the House, of the Bill for the government and management of the Western and Atlantic Railroad.

Pending the discussion thereon, the following Message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills:

A Bill to alter and amend an Act entitled an Act to protect the estates of Orphans, and to make permanent provisions for the Poor, approved December 18th, 1792, so far as relates to the amount of the bond to be given by Administrators; also, to authorize the sale of Real Estate of Free Persons of Color, and to provide for the distribution of the proceeds.

Also, a Bill to amend and add an additional clause to the seventh section of the second article of the Constitution of this State.

Also, a Bill to exempt certain citizens of Pike county from the performance of Militia duty, in certain cases and upon certain conditions; and also to encourage Volunteer Companies in said county, and for other purposes.

Also, a Bill to incorporate the Lanier House Company, at Macon.

Also, a Bill to amend the several Acts heretofore passed in this State, incorporating the Brunswick and Florida Railroad Company, and the several Acts amendatory thereof.

Also, a Bill to change the penalty for the offence of Larceny, from the House, in certain cases.

Also, a Bill to require persons applying for a writ of Habeas Corpus and Subjiciendum, in any State case, to

give the prosecutor notice of the time and place when said application will be heard.

Also, a Bill to authorize and require the Justices of the Inferior Court in the several counties in this State, to hire out Free Persons of Color upon the commission of certain crimes therein specified.

Also, a Bill to incorporate an institution for the promotion of Moral and Theological information—embracing Common School Education, Arts, Sciences, Law and Medicine, with apparatus, books, maps, charts, printing establishment, &c., to be styled a Southern Liberal Institute, at Griffin, in the county of Spalding.

Also, a Bill to affix and regulate the time for holding the Superior Court in the Macon Circuit.

The Senate has also passed the following Bills of the House.

A Bill to repeal an Act entitled an Act to repeal an Act to appoint County Treasurers, and define their duties so far as relates to the counties of Troup, Carroll, Crawford, Murray, Monroe, Montgomery, Pike, Appling, Randolph, Warren, Fayette, Chatham, Cherokee and Stewart, and to give to the people of said county the election of Treasurer, approved the 20th December, 1849, so far as relates to the county of Troup.

Also, a Bill to repeal an Act entitled an Act to consolidate the offices of Tax Collector and Receiver of Tax Returns, in the counties of Rabun, Camden, Irwin, Floyd, Scriven, Paulding, Wayne, Murray, Cherokee, Glynn, Telfair and Laurens, so far as respects the county of Rabun.

The question then recurred on the motion to reconsider; whereupon, on the call of Mr. Seward, and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 38, nays 75.

Those voting in the affirmative are Messrs.

Atkinson,  
Barnett, of Henry,  
Barnett, of Butts,  
Barlow,  
Bloodworth,  
Cameron, of Telfair,  
Cannon,  
Carr,  
Cobb, of Dooly,  
Culler,  
Erwin, of Forsyth,  
Fowler,  
Fuller,  
Gardner,

Hussey,  
Latimer, of Cobb,  
Lochlin,  
Lott,  
McComb,  
Merrell,  
Moon,  
Morehouse,  
Phillips,  
Pickett,  
Pierce,  
Robinson, of Macon,  
Russell,

Gilbert,	Smith, of Coweta,
Gray,	Tift,
Hackney,	Tillman, of Tattnall,
Hall,	Watts,
Holland,	Wooldridge.

Those voting in the negative are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Lane,
Anderson, of Wilkes,	Langmade,
Bailey,	Latimer, of Warren,
Bartow,	Lewis,
Baugh,	Loveless,
Bellinger,	Lowe,
Bivins,	McAfee,
Blackwell,	McFarland,
Born,	Milledge,
Brinson,	Mobley,
Bulloch,	Moreland,
Byrd,	Morris,
Cameron, of Chattooga,	Nasworthy,
Castens,	Perkins,
Chastain,	Powell,
Clark, of Oglethorpe,	Price,
Clark, of Stewart,	Ramsey,
Daniel,	Raulerson,
Dawson, of Greene,	Reeves,
Dawson, of Putnam,	Richardson,
Dorminy,	Roberts,
Dyer,	Robinson, of Laurens,
Edwards,	Scarlett,
Fannin,	Shewmake,
Felton,	Smith, of Hancock,
Floyd,	Staten,
Gilmore,	Stephens,
Grant,	Sumner,
Harrison,	Thurmond,
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Walker,
Harper,	Wall,
Henly,	Wallace,
Henry,	Williford,
Hill,	Wofford,
Irvin, of Wilkes,	Winn, of Gwinnett.
Janes,	Wynn, of Oglethorpe.

So the motion to reconsider was lost.

Mr. Wofford moved to

the Jour-

nal of yesterday as relates to the refusal of the House to pass the Bill to alter and amend the several divorce laws of this State, giving both parties in all cases of total divorce the right thereafter to contract matrimony;

The House refused to reconsider.

Mr. McFarland, from the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit—

An Act to repeal an Act entitled an Act to consolidate the offices of Tax Collector and Receiver of Tax Returns, in the counties of Rabun, Camden, Irwin, Floyd, Scriven, Paulding, Wayne, Murray, Cherokee, Glynn, Telfair and Laurens, so far as respects the county of Rabun.

Also, an Act to repeal an Act entitled an Act to repeal an Act entitled an Act to appoint County Treasurers and define their duties, so far as relates to the counties of Troup, Carroll, Crawford, Murray, Monroe, Montgomery, Pike, Appling, Randolph, Warren, Fayette, Chatham, Cherokee and Stewart, and to give to the people of said counties the election of Treasurer, approved the 20th December, 1849, so far as relates to the county of Troup.

Mr. Shewmake, from the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit—

An Act to revive and amend the Act passed on the 20th December, 1834, incorporating and conferring certain powers upon the Brunswick Canal and Railroad Company.

Also, an Act to incorporate the Hudson Benevolent Society of Savannah.

Mr. Seward, from the Joint Committee to whom was referred for consideration the question as to what time the General Assembly may adjourn, and also, the question as to whether the public interests require a recess, reported, that with proper attention and application, they are of opinion that the Legislature may adjourn by the 3d of January, and that a recess is unnecessary.

Mr. Bartow announced the decease of Henry R. Deadwyler, Esq., late Representative from the county of Elbert.

Mr. Thornton offered the following Resolutions, to wit—

*Resolved*, That the House of Representatives have received, with deep regret, the information of the decease of the Hon. Henry R. Deadwyler, a Representative from the county of Elbert, and feel with sensibility, the loss which this body has sustained in one of its most amiable and respected members, and his constituents in an efficient and useful Representative of their interests.

*Resolved*, That the House sincerely sympathize with the afflicted family and friends of the deceased under their



melancholy bereavement, and as a testimony of respect to his memory, will wear the usual badge of mourning during the remainder of the session.

*Resolved*, That these resolutions be entered on the Journals of the House, and that a copy of them be transmitted to the widow of the deceased.

*Resolved*, That the Clerk of the House transmit these Resolutions forthwith to the Senate.

*Resolved*, As a further tribute of respect, that the House of Representatives do now adjourn until to-morrow morning.

Mr. Clark, of Oglethorpe, offered the following resolution, to wit—

*Whereas*, The deceased having expressed a wish that his remains might be carried to his own home, in case he should die during the present session of the Legislature,

*Resolved*, That in respect to, and to carry out that wish, a Committee of Two be appointed to repair forthwith to Savannah, and conduct the remains of the deceased from that city to his own home, in Elbert county, to be placed at the disposal of his immediate family.

The vote was first taken on the Resolution offered by Mr. Clark, and the same was agreed to; and the Committee appointed by the Chair under the same, are Messrs. Clark, of Oglethorpe, and Thornton.

The Resolutions offered by Mr. Thornton were then agreed to, and the House adjourned until half-past nine o'clock to-morrow morning.

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SATURDAY, DEC. 20, 1851.

The House met pursuant to adjournment.

It being under the Rule of the House, the regular Order of the Day, for granting leave of absence to members:

Leave of absence was granted to Mr. Bellinger, from and after the 21st, for a few days;

To Mr. Hackney for a few days, after yesterday;

To Mr. Wallace for a few days, after this evening;

To Mr. Watts for a few days after yesterday;

To Mr. Tillman, of Appling, for a few days after Sunday next;

To Mr. Moreland, after the 23d instant, until the 12th proximo;

To Mr. Woodward, until the 27th of this month;

To Mr. Bloodworth, for four days after to-day;

To Mr. Williford, for a few days after next Monday;

To Mr. Cameron, of Chattooga, for a few days after the 23d instant;

To Mr. Harrison, after

To Mr. Carr, for a few days, after the 24th instant;  
To Mr. Stephens, for Saturday and Monday;  
To Mr. Gardner, after the 23d, until the 28th;  
To Mr. Williams, on account of ill health, until his recovery;  
To Mr. Robinson, of Macon;  
To Mr. Edwards, of Bryan, for a few days after to-day;  
To Mr. Fannin, for a short time;  
To Mr. Knox, for a few days after the 23d instant;  
To Mr. Wooldridge, after Wednesday next;  
To Mr. Blackwell, for a few days after the 23d instant;  
To Mr. Nasworthy, after Wednesday next;  
To Mr. Harper, for a few days after the 21st instant;  
To Mr. Morehouse, for four days from Monday next, on important business.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bill:

A Bill to alter and fix the times of holding the Superior Courts in the Flint and Coweta Districts, to allow a longer time for holding a part of said Courts, and authorize the drawing of other Juries for a part of them, and to fix the time of holding the Inferior Courts in Upson, Pike and Spalding.

The Senate, on yesterday, concurred in the Resolutions of the House, in relation to the death of the Hon. Henry R. Deadwyler, and as a tribute of respect to his memory, adjourned over until this morning.

On motion of Mr. Chastain, the Order was suspended, and he laid on the table the following Resolution, to wit—

*Resolved*, That those members to whom the House has granted leave of absence for the balance of the session, be allowed to draw their per diem or mileage for the full term of their stay, and that the Speaker be authorized to issue his warrant to that effect, in all cases requiring it.

On motion of Mr. Chastain, the Rule was suspended, and the same was taken up and agreed to.

On motion of Mr. Walker, the Order was suspended, and the House took up the Report on the Bill, to exempt from levy and sale, certain property therein mentioned.

Mr. Russell moved to amend the same, by inserting after the words "twenty-one years" in the first section, the words "the same being the head of a family;"

Which was lost.

Mr. Russell moved further to amend the same, by inserting after the words "upon the same" in the first section, the words "except on Judgments or Executions obtained for the original purchase money;"

Which was received.

Mr. Baugh moved further to amend the same, by the addition of the following section, to wit—

*Be it further enacted,* That those who are not now in possession of the aforesaid negro, that the same shall be furnished by the State ;

Which was rejected.

The Report of the Committee as amended, was then agreed to.

The Bill was read the third time, and pending the discussion thereon—

The following Message was received from His Excellency the Governor, by Mr. Hood, his Secretary—

MR. SPEAKER : His Excellency the Governor, has assented to and signed a Resolution, relative to a mail route from Ashville to Clarkesville, also from Whetstone, S. C., to Clayton, Rabun county, Ga., and from Swaynes' store, to Waresboro', in this State.

Mr. Felton moved the "previous question," and was seconded by the House.

The main question was then put, and the same being the question, "Shall this Bill now pass?" on the call of Mr. Chastain, and the second of Mr. Wofford, the yeas and nays were required to be recorded, and are—yeas 12, nays 90.

Those voting in the affirmative are Messrs.

Barlow,	Smith, of Coweta,
Culler,	Tift,
McComb,	Walker,
Milledge,	Williford,
Morehouse,	Wooldridge.
Perkins,	Winn, of Gwinnett.

Those who voted in the negative, are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Henry,
Anderson, of Wilkes,	Hussey,
Armstrong,	Irvin, of Wilkes,
Bailey.	Janes,
Bartow,	Knox,
Barnett, of Butts,	Lane,
Barnett, of Henry,	Langmade,
Baugh,	Latimer, of Cobb,
Bellinger,	Latimer, of Warren,
Bivins,	Lewis,
Blackwell,	Lochlin,
Bloodworth,	Lott,
Born,	Lowless,

Brinson,	Lowe,
Bulloch,	McAfee,
Byrd,	McLain,
Cameron, of Chattooga,	Moon,
Cameron, of Telfair,	Merrell,
Cannon,	Moreland,
Carr,	Morel,
Castens,	Morris,
Chastain,	Phillips,
Christie,	Pickett,
Clark, of Stewart,	Pierce,
Cobb, of Dooly,	Powell,
Daniel,	Price,
Dawson, of Greene,	Ramsey,
Dorminy,	Raulerson,
Dyer,	Richardson,
Edwards,	Roberts,
Erwin, of Forsyth,	Robinson, of Laurens,
Fannin,	Russell,
Felton,	Scarlett,
Floyd,	Seward,
Fowler,	Shewmake,
Fuller,	Staten,
Gardner,	Sumner,
Gilbert,	Thurmond,
Gilmore,	Tillman, of Tattnall,
Grant,	Waldhour,
Hall,	Wall,
Harrison,	Wallace,
Harris, of Clarke,	Wofford,
Harper,	Wynn, of Oglethorpe.

So the Bill was lost.

By unanimous consent of the House, the Speaker recorded his vote in the negative on the said Bill.

Mr. Bellinger from the Committee on the Judiciary, to whom was referred the Bill to carry into effect the amended Constitution of this State, in reference to the Ordinaries and for other purposes; reported the same back to the House, with amendments, and recommended the passage of the same.

On motion of Mr. Harper, one hundred and fifty copies of the Bill and Report of the Committee, were ordered to be printed for the use of the House.

On motion of Mr. Fuller, the same was made the Special Order of the Day for Tuesday next.

Mr. Shewmake from the Committee on Enrollment, reported as duly enrolled and ready for the signature of the

Speaker of the House of Representatives, the following Acts, to-wit :

An Act to grant certain privileges to the Chatham Artillery, and certain Corps therein named.

Also, an Act to lay off and organize a new county from the counties of Pike, Henry and Fayette.

Mr. Floyd moved to suspend the Order, for the purpose of taking up the Tax Bill ;

Which motion was lost.

Mr. Seward offered the following Resolution, to-wit :

*Resolved*, That fifteen hundred copies of the table of Statistics be ordered to be printed for the use of this House.

On motion of Mr. Seward, the Rule was suspended and the same was taken up and agreed to.

Mr. Bellinger moved to suspend the Order, to take up for a third reading, a Bill authorizing a grant to issue to W. P. Hightower ;

Which motion was lost.

Mr. Harper moved to suspend the Order, to enable him to introduce a Bill ; which motion was lost.

Mr. Thurmond, from the Committee on Internal Improvement, to whom was referred a Bill to authorize his Excellency, the Governor of the State of Georgia, to subscribe for stock in the South-Western Railroad Company, for the purpose of extending the road of said Company, and to grant further powers to said Company, made a minority Report against the passage of the same.

The House went into Committee of the Whole, Mr. Harper in the Chair, on the Bill to indemnify Seaborn Jones for loss sustained by him, in consequence of the State selling him a fractional lot of land, to which it had no title, and having spent some time therein, the Committee rose and Reported the Bill back to the House without amendment ;

The Report of the Committee was agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to amend an Act, entitled an Act to authorize the Governor to appoint fit and proper persons to dispose of undrawn lots, &c.

Mr. Seward moved to amend the same, by the addition of the following section, to-wit :

*And be it further enacted*, That fractional lots of land in the county of Thomas, heretofore sold, shall be exempt from the operations of this Act, and that the Governor is hereby requested to sell all fractions in said county, without delay, unless the purchasers thereof shall pay for the same when required to do so by the Governor ;

Which was received.

Mr. Wynn, of Gwinnett, moved the following as an additional section, to-wit:

*Be it further enacted by the authority aforesaid, That after the first day of June next, the ungranted land of Gwinnett county, shall revert to the State;*

Which was received.

The Report as amended was then agreed to.

The Bill was read the third time, and passed under title thereof.

The House took up the Report on the Bill to amend the several laws now in force, in relation to playing and betting at cards and for other purposes therein mentioned.

Mr. Seward moved to postpone the same indefinitely;

Which motion prevailed.

The House took up the Report on the Bill to revive and continue in force, an Act entitled an Act, to authorize certain commissioners therein named, to raise by Lottery, the sum of ten thousand dollars, for the benefit of Fayette county Academy, and agreed thereto.

The Bill was read the third time and lost.

And the House adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment.

Mr. McFarland moved to suspend the Order, to read Bills the second time;

Which motion was lost.

The House took up the Report on the Bill for the pardon of Kinchen P Boon, of the county of Greene, for the crime of murder.

Mr. Dawson, of Greene, moved to postpone the same, and make it the Special Order of the Day for Tuesday next;

Which motion prevailed.

The House took up the Report on the Bill to amend the laws of this State, governing Executors and Administrators, and also to perfect the title of purchasers, under void wills in certain cases therein specified.

Mr. Dawson, of Greene, moved to lay the same on the table for the present;

Which motion prevailed.

By unanimous consent, the Bill for the pardon of Kinchen P Boon, was changed as the Special Order for Tuesday, and made the Special Order for Monday next.

The House took up the Report on the Bill, to amend an Act entitled an Act, to exempt from levy and sale, certain property therein mentioned, assented to December 11th, 1841, and agreed thereto.

The Bill was read the third time and lost.

The House took up the Report on the Bill to extend the right and privilege of voting for Commissioned officers of the Georgia militia, to all persons entitled to vote for the members of the General Assembly of this State, and agreed thereto.

The Bill was read the third time and lost.

The House took up the Report on the Bill in relation to Divorces, and agreed thereto.

The Bill was read the third time and lost.

The House took up the Report on the Bill to amend an Act entitled an Act to authorize the Guardians of minors to receive, recover and remove from the State of Georgia, property belonging to their wards, or which they may be entitled in cases, where such guardians and minors both reside without the State, and to prescribe the mode of doing the same, assented to December 25th, 1837, and agreed thereto.

The Bill was read the third time and passed under title thereof.

The House took up the Report on the Bill, to prevent the abatement of that class of personal actions, called "Actions in Tort," and agreed thereto.

The Bill was read the third time and lost.

The House took up the Report on the Bill for the relief of married women whose husbands have deserted them and agreed thereto.

The Bill was read the third time and passed under title thereof.

The House took up the Report on the Bill, to alter and amend an Act, entitled an Act, to authorize the subscription by the State, to the capital stock on the Milledgeville and Gordon Railroad Company, passed 6th February, 1850, and agreed thereto.

The Bill was read the third time, and on the question "Shall this Bill now pass?" on the call of Mr. Bartow, and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 45, nays 46.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Henly,
Armstrong,	Henry,
Bailey,	Irvin, of Wilkes,
Bartow,	Janes,
Barnett, of Henry,	Lane,
Barlow,	Lewis,
Bivins,	Loveless,
Born,	McAfee,
Brinson,	Millege,
Cameron, of Chattooga,	Morel,

Carr,	Perkins,
Clark, of Stewart,	Pickett,
Culler,	Price,
Daniel,	Richardson,
Dawson, of Greene,	Robinson, of Macon,
Edwards,	Scarlett,
Fannin,	Shewmake,
Felton,	Staten,
Floyd,	Tillman, of Tattnall,
Gilmore,	Waldhour,
Harris, of Clarke,	Winn, of Gwinnett.
Harper,	Wynn, of Oglethorpe.
Hendrick,	

Those voting in the negative are Messrs.

Allred,	Latimer, of Warren,
Anderson, of Franklin,	Lochlin,
Barnett, of Butts,	Lott,
Baugh,	Lowe,
Bulloch,	McDougald,
Byrd,	McLain,
Cameron, of Telfair,	Merrell,
Cannon,	Moon,
Castens,	Moreland,
Chastain,	Morris,
Christie,	Phillips,
Cobb, of Dooly,	Pierce,
Dorminy,	Powell,
Dyer,	Raulerson,
Erwin, of Forsyth,	Reeves,
Fowler,	Roberts,
Gardner,	Sumner,
Gilbert,	Thurmond,
Grant,	Tift,
Hussey,	Tillman, of Appling,
Knox,	Williford,
Langmade,	Wofford,
Latimer, of Cobb,	Wooldridge.

So the Bill was lost.

The House took up the Report on the Bill, to lay out and organize a new county, from the counties of Franklin and Elbert, and to provide for the organization of the same.

Mr. Harris, of Clarke, moved to postpone the same for the present ;

Which motion prevailed.

Mr. Irvin, of Wilkes, moved to suspend the Order, to take up the Senate Bills for a second reading ;

Which motion was lost.



Mr. Wofford moved to suspend the Order, and take up the Bill to change the course of the State Road, &c. ;

Which motion was lost.

The House took up the Report on the Bill to prevent trespasses upon land, and to make it penal for any person or persons, to cut or carry off from the land of another person or persons without authority, any wood or timber for the purpose of selling the same.

Mr. Harris, of Clarke, offered the following as a substitute in lieu thereof, to-wit :

A Bill to make penal, the cutting and carrying away, or cutting or carrying away of wood from the premises of the owner, from whose land the same was cut or carried away;

Which was received.

The Report of the Committee as amended, was then agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Anderson, of Franklin, and the second of Mr. Gilmore, the yeas and nays were required to be recorded, and are—yeas 62, nays 31.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Hussey,
Armstrong,	Irvin, of Wilkes,
Bartow,	Knox,
Barnett, of Butts,	Lane,
Barnett, of Henry,	Langmade,
Bivins,	Latimer, of Warren,
Blackwell,	Lewis,
Born,	Loveless,
Brinson,	McDougald,
Bulloch,	McFarland,
Carr,	McLain,
Castens,	Milledge,
Christie,	Moreland,
Clark, of Stewart,	Morris,
Cobb, of Dooly,	Perkins,
Daniel,	Powell,
Dawson, of Greene,	Price,
Dyer,	Richardson,
Edwards,	Robinson, of Macon,
Erwin, of Forsyth,	Russell,
Fannin,	Scarlett,
Felton,	Shewmake,
Fowler,	Thurmond,
Fuller,	Tift,
Gardner,	Tilman, of Tattnall,
Gilmore,	Waldhour,
Harris, of Clarke,	Williford,

Harper,	Wofford,
Hendrick,	Wooldridge,
Henly,	Winn, of Gwinnett,
Henry,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Allred,	Latimer of Cobb,
Anderson, of Franklin,	Lochlin,
Bailey,	Lowe,
Barlow,	McAffee,
Baugh,	Merrell,
Byrd,	Moon,
Cameron, of Chattooga,	Morel,
Cameron, of Telfair,	Phillips,
Cannon,	Pickett,
Chastain,	Pierce,
Culler,	Raulerson,
Dorminy,	Reeves,
Floyd,	Roberts,
Gilbert,	Staten,
Grant,	Sumner.
Janes,	

So the Bill was passed under the following title, to wit—

A Bill to make penal the cutting and carrying away of wood from the premises of the owner, from whose land the same is cut and carried away.

Mr. Shewmake from the Committee on Enrolment, reported as duly enroled and ready for the signature of the Speaker of the House of Representatives, the following Act, to-wit :

An Act to lay out and organize a new county from parts of the counties of Paulding and Floyd, attach the same to a Senatorial District, Judicial and Congressional District, and attach a portion of Cobb county, to the county of Paulding, and to provide for the location of a county site in such new county, and also in the county of Paulding.

The House took up the Report on the Bill to define the amount and payment of witnesses in all cases, so far as relates to the county of Decatur.

Mr. Russell moved to amend the same, by inserting in the caption and body of the Bill, after the word "Decatur" the word "Lumpkin ;"

The Report as amended was then agreed to.

The Bill was read the third time and passed under the following title, to wit—

A Bill to define the amount and mode of payment of

witnesses in all civil and criminal cases, so far as relates to the counties of Decatur and Lumpkin.

The House took up the Report on the Bill, to add an additional clause to the seventeenth section of the first article of the Constitution of the State of Georgia.

Mr. Robinson, of Macon, moved to postpone the same indefinitely ;

Which motion prevailed.

The House took up the Report on the Bill, to prohibit the sale of deadly weapons, and to prescribe the manner of carrying the same, and to punish for a violation of the same, and to repeal an Act entitled "an Act to guard and protect the citizens of this State, against the unwarrantable and too prevalent use of deadly weapons," assented to December 25, 1837

Mr. Russell moved to amend the same, by adding the following proviso to the second section, to-wit :

*Provided*, That such person or persons do not apprehend an attack from some enemy, or some personal difficulty ;

Which was rejected.

The Report was then agreed to.

The Bill was read the third time and on the question, "Shall this Bill now pass?" on the call of Mr. McDougald, and the second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 74, nays 20.

Those who voted in the affirmative, are Messrs.

Allred,  
Anderson, of Franklin,  
Anderson, of Wilkes,  
Armstrong,  
Bartow,  
Barnett, of Butts,  
Barnett, of Henry,  
Barlow,  
Baugh,  
Bivins,  
Blackwell,  
Born,  
Brinson,  
Bulloch,  
Byrd,  
Cameron, of Chattooga,  
Cannon,  
Christie,  
Clark, of Stewart,  
Cobb, of Dooly,  
Culler,

Henly,  
Henry,  
Irvin, of Wilkes,  
Knox,  
Lane,  
Latimer, of Cobb,  
Latimer, of Warren,  
Lewis,  
Lowe,  
McAfee,  
McFarland,  
McLain,  
Milledge,  
Merrell,  
Moon,  
Moreland,  
Morel,  
Pickett,  
Pierce,  
Powell,  
Price,

Daniel,	Raulerson,
Dawson, of Greene,	Reeves,
Dorminy,	Richardson,
Dyer,	Robinson, of Macon,
Edwards,	Scarlett,
Erwin, of Forsyth,	Shewmake,
Fannin,	Staten,
Felton,	Sumner,
Floyd,	Thurmond,
Gardner,	Tillman, of Tattnall,
Gilbert,	Waldhour,
Gilmore,	Williford,
Grant,	Wooldridge,
Harris, of Clarke,	Winn, of Gwinnett,
Harper,	Wynn, of Oglethorpe.
Hendrick,	

Those voting in the negative, are Messrs.

Cameron, of Telfair,	Lott,
Carr,	McDougald,
Chastain,	Morris,
Fowler,	Perkins,
Fuller,	Phillips,
Hussey,	Roberts,
Janes,	Russell,
Langmade,	Tift,
Lochlin,	Tillman, of Appling,
Loveless,	Wofford.

So the Bill was passed.

Mr. Scarlett moved the House do now adjourn until Monday morning, half past nine o'clock;

The question being divided, the question first was, that the House do now adjourn;

Which motion prevailed.

The question then was on the adjournment until half past nine o'clock, Monday morning.

Whereupon, on the call of Mr. Janes, and the second of Mr. Russell, the yeas and nays were required to be recorded, and are—yeas 53, nays 35.

Those voting in the affirmative, are Messrs.

Allred,	Harper,
Anderson, of Franklin,	Henly,
Bailey,	Irvin, of Wilkes,
Bartow,	Knox,
Barnett, of Butts,	Lane,

Barnett, of Henry,	Latimer, of Cobb,
Blackwell,	Lott,
Born,	McLain,
Brinson,	Milledge,
Bulloch,	Merrell,
Byrd,	Moon,
Cameron, of Telfair,	Moreland,
Cannon,	Morel,
Carr,	Perkins,
Chastain,	Pickett,
Cobb, of Dooly,	Pierce,
Daniel,	Richardson,
Dawson, of Greene,	Scarlett,
Dyer,	Shewmake,
Erwin, of Forsyth,	Sumner,
Fannin,	Thurmond,
Fowler,	Tift,
Fuller,††	Tillman, of Appling,
Gardner,	Waldhour,
Gilbert,	Williford,
Gilmore,	Wooldridge.
Harris, of Clarke,	

Those voting in the negative are Messrs.

Anderson, of Wilkes,	Latimer, of Warren,
Armstrong,	Lewis,
Barlow,	Loveless,
Baugh,	Lowe,
Bivins,	McAfee,
Cameron, of Chattooga,	McDougald,
Christie,	Morris,
Clark, of Stewart,	Phillips,
Culler,	Price,
Dorminy,	Raulerson,
Edwards,	Reeves,
Felton,	Roberts,
Floyd,	Russell,
Hendrick,	Staten,
Henry,	Tillman, of Tattnall,
Hussey,	Wofford,
Janes,	Winn, of Gwinnett,
Langmade,	Wynn, of Oglethorpe.

So the motion prevailed.

The House then adjourned until half past nine o'clock,  
Monday morning.

MONDAY, DEC. 22, 1851.

The House met pursuant to adjournment.

Mr. Russel moved to reconsider so much of the Journal of Saturday, as relates to the action of the House on the Bill to amend an Act entitled an Act, to exempt from levy and sale certain property therein mentioned, assented to December 11th, 1841;

Which motion prevailed.

Mr. Russel moved to reconsider so much of the Journal of Saturday, as relates to the action of the House on the Bill to extend the right and privilege of voting for commissioned officers of the Georgia Militia, to all persons entitled to vote for members of the General Assembly of this State;

The House refused to reconsider.

Mr. Irwin moved to reconsider so much of the Journal of Saturday, as relates to the action of the House on the Bill to prevent the abatement of that class of personal actions called "Actions in Cost;"

The House agreed to reconsider.

Mr. Bartow moved to reconsider so much of the Journal of Saturday, as relates to the action of the House on the Bill to alter and amend an Act, entitled an Act to authorize the subscription by the State, to the capital stock of the Milledgeville and Gordon Rail Road Company, passed 6th February, 1850.

Pending the discussion thereon—

The following Message was received from the Senate by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills—

A Bill to authorize his Excellency the Governor, to cause to be corrected errors in the transcription of grants in the Office of Secretary of the State upon certain conditions therein named.

Also, a Bill to alter and amend the road laws, so far as they relate to McIntosh county.

Also, a Bill to repeal the first section of an Act, approved, December 19th, 1849, entitled an Act to repeal all laws respecting the importation of Slaves into this State, and to give certain powers to Municipal Corporations in relation to slaves.

Also, a Bill to incorporate the Attapulugus Female Academy, in the county of Decatur, the Crawfordville Academy, in the county of Taliaferro, and the Starkesville Academy, in the county of Lee, and appoint Trustees therefor.

Also, a Bill to alter and amend the seventh section of the first article of the Constitution of this State.

Also, a Bill to incorporate Fraternal Lodge No. 37 of

Free and Accepted Masons, at McDonough; Pinta Lodge, No. — of Free and Accepted Masons at Barnesville, and Generous Warren Lodge, No. 24 of Free and Accepted Masons at Monroe.

Also, a Bill to incorporate the Cherokee Railroad Company and for other purposes therein contained.

The question then recurred on the motion of Mr. Bartow to reconsider, &c.

The House agreed to reconsider.

Mr. Chastain moved to reconsider so much of the Journal of Saturday, as relates to the passage by the House of the Bill to make penal, the cutting and carrying away or cutting or carrying away wood from the premises of the owner, from whose land the same is cut or carried away.

Whereupon, on the call of Mr. Born, and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 55, nays 46.

Those voting in the affirmative, are Messrs.

Allred,	Jackoway,
Anderson, of Franklin,	Janes,
Anderson, of Wilkes,	Knox,
Bailey,	Latimer, of Cobb,
Bartow,	Lochlin,
Barlow,	Lott,
Baugh,	McAfee,
Blackwell,	McComb,
Byrd,	Merrell,
Cameron, of Stewart,	Moon,
Cameron, of Telfair,	Moreland,
Cannon,	Morel,
Chastain,	Phillips,
Clark, of Oglethorpe,	Pickett,
Cobb, of Dooly,	Pierce,
Culler,	Price,
Dawson, of Putnam,	Raulerson,
Dorminy,	Roberts,
Dyer,	Robinson, of Laurens,
Floyd,	Russell,
Gilbert,	Scarlett,
Gillmore,	Seward,
Hall,	Staten,
Harris, of McIntosh,	Tift,
Henly,	Wall,
Henry,	Wofford,
Holland,	Wooldridge.
Irvin, of Wilkes,	

Those voting in the negative, are Messrs.

Armstrong,	Lewis,
Barnett, of Butts,	Loveless,
Barnett, of Henry,	Lowe,
Bivins,	McDougald,
Born,	McFarland,
Brinson,	McLain,
Bulloch,	Milledge,
Carr,	Morris,
Castens,	Perkins,
Christie,	Ramsey,
Daniel,	Reeves,
Edwards,	Richardson,
Erwin, of Forsyth,	Robinson of Macon,
Fannin,	Shewmake,
Felton,	Thurmond,
Fowler,	Tillman, of Appling,
Fuller,	Tillman, of Tattnall,
Harrison,	Trippe,
Harris, of Clarke,	Waldhour,
Harper,	Walker,
Hendrick,	Williford,
Lane,	Winn, of Gwinnett,
Langmade,	Wynn, of Oglethorpe.
Latimer, of Warren,	

So the motion to reconsider prevailed.

This being the Regular Order of the Day, for granting leave of absence to members ;

Leave was granted to Mr. Smith, of Coweta, for a few days ;

To Mr. Robinson, of Macon, for a few days ;

To Mr. Gilbert for Friday and Saturday next ;

To Mr. Latimer, of Cobb, for a few days, after the 24th instant ;

To Mr. Holland for a few days after to-morrow on account of bad health ;

To Mr. Dawson, of Greene, for a few days after Wednesday ;

To Mr. Wall for a few days, after to-morrow.

Mr. Perkins moved to suspend the Order, to take up a Bill, to authorize his Excellency, the Governor of the State of Georgia, to subscribe for Stock in the *South-Western Rail Road Company*, for the purpose of extending the road of said Company, and to grant further powers to said Company, for the second reading.

Mr. Tift moved to amend the same, by taking up a Bill of a similar character, in reference to the equipment of a



Branch Railroad from Oglethorpe or some other point on the South-Western Railroad to Albany in Baker county ;

Which was received.

The same as amended was lost.

Mr. Gardner from the Committee on Enrolment, reported as duly enroled, and ready for the signature of the Speaker of the House of Representatives, the following Act, to-wit :

An Act to incorporate the Magnolia Steam Packet Company.

The call of the counties being the Regular Order of the Day—

Mr. McComb introduced a Bill, to give to Painters who may paint houses in the county of Baldwin, a lien upon such houses and premises of equal dignity, with the lien of Master Masons and Master Carpenters given by the several laws now in force in this county ;

Which was read the first time.

Mr. Henry introduced a Bill, for the Relief of Lewis F. Harris, administrator on the estate of Nathaniel F. Harris deceased, and to authorize the Governor to draw his warrant on the Treasury in his name for the sum therein specified.

Also, a Bill to incorporate the Savannah Patent Steam Brick Company ;

Which were severally read the first time.

Mr. Felton laid on the table a Resolution, in reference to introducing new matter into this House, after the 24th instant.

Mr. Felton moved to suspend the Rules and take up the same ;

Which motion was lost.

Mr. Richardson introduced a Bill, to change the time of holding the Spring Term of the Superior Court of Clarke county, to require the Judge of the Superior Courts of the Western Circuit, to hold two weeks at each Spring Term of the same, and to provide for the same ;

Which was read the first time.

Mr. Jackoway introduced a Bill, to authorize any of the Alabama Railroad Companies in the State of Alabama, to extend their contemplated Railroads from the Alabama line, so as to intersect the Nashville and Chattanooga Railroad within this State, and for other purposes.

Also, a Bill to incorporate the Dade county Turnpike Company, and to give certain privileges to the same ;

Which were severally read the first time.

Mr. Born introduced a Bill, authorizing Wm. E. Wilson of the county of DeKalb, to practise Medicine and charge for the same ;

Which was read the first time.

Mr. Morel introduced a Bill, to protect rafts and' rafts-

men from wanton injuries committed by steamboats navigating any of the rivers or waters of this State ;

Which was read the first time.

Mr. Roberts introduced a Bill, to authorize the Inferior Court to have a strip of land surveyed and disposed of ;

Which was read the first time.

Mr. Fuller, of Fayette, presented a petition from sundry citizens of Fayette county, praying the removal of the county site, which was referred without being read, to the Committee on Petitions.

Mr. Fuller also from the Committee to consolidate certain Bills, introduced a Bill to compensate certain Grand and Petit Jurors, in certain counties therein named and to provide for the payment of the same ;

Which was read the first time.

Mr. Erwin, of Forsyth, introduced a Bill, to authorize a grant to issue to Thomas A. Jones, to lot of Land, number one hundred and eighty-one, in the tenth district of Carroll county ;

Which was read the first time.

Mr. Pickett introduced a Bill, with a petition to authorize James C. Mulkey to practise Medicine ;

Which was read the first time.

Mr. Smith, of Hancock, introduced a Bill, to amend an Act entitled an Act, to authorize all free white citizens of the State of Georgia, and such other as they may associate with them, to prosecute the business of manufacturing with corporate powers and privileges, passed December 22d, 1847, so far as the Hancock Manufacturing Company are concerned, and to incorporate said Company, and to grant to said Company certain privileges ;

Which was read the first time.

Mr. Moreland introduced a Bill, to legalize the adjourned Term of the Superior Courts of the counties of Heard and Troup ;

Which was read the first time.

Mr. Culler introduced a Bill, to reduce all Acts and clauses of Acts, in relation to the Militia of this State, to one Act, and to alter and amend the same ;

Which was read the first time, and on motion of Mr. Culler, referred to the Military Committee.

Mr. Dorminy introduced a Bill, to authorize Francis Ray of the county of Irwin, to practise Medicine without license and to charge for the same ;

Which was read the first time.

Mr. Pierce introduced a Bill, for the benefit of the Atlanta and Dahlonga Plankroad Company ;

Which was read the first time.

Mr. Lane introduced a Bill, to authorize the collection

of Interest on open accounts and unliquidated demands ;  
Which was read the first time.

Mr. Robinson, of Macon, introduced a Bill, to authorize the Governor, to refund to purchasers of certain fractions, the amount paid therefor, and to authorize grants to issue to the original purchasers ;

Which was read the first time.

Mr. Harris, of McIntosh, introduced a Bill, prescribing the punishment to be inflicted on slaves and free persons of color, guilty of slandering and defaming the character and reputation of white persons, and for other purposes ;

Which was read the first time, and referred to the Committee on the Judiciary.

Mr. Morris introduced a Bill, for the benefit of the purchasers of Head Right Warrants ;

Which was read the first time.

Mr. Floyd introduced a Bill, to define the liabilities of Trustees and to prescribe the mode of their accounting, their compensation when they may be sued at law, and their discharge.

Also, a Bill for the admission of certain Deeds in evidence, and for other purposes therein mentioned ;

Which were severally read the first time, and referred to the Committee on the Judiciary.

Also, a Bill to regulate the holding of Justices Courts in the several districts in this State in certain cases ;

Which was read the first time, and referred to the Committee on the Judiciary.

Mr. Wooldridge introduced a Bill, to reduce the Sheriff's Bond of Muscogee county, from \$40,000 to \$25,000.

Also, a Bill to authorize the lending of money by the State to aid in the completion of the Muscogee Railroad, and to secure the State against loss therein, and for other purposes ;

Which were severally read the first time.

Mr. McDougald from the Committee to consolidate certain Bills, introduced a Bill to establish, change and abolish certain Election Precincts therein named.

Also, a Bill to settle and fix the hours of labor, by all free white persons under sixteen years, in all cotton, woolen and other manufacturing establishments in this State, and for other purposes therein contained ;

Which were severally read the first time.

Mr. Wooldridge moved that one hundred and fifty copies of the latter of the two Bills introduced by Mr. McDougald, be printed for the use of the House.

Whereupon, on the call of Mr. Wooldridge, and the second of Mr. McDougald; the yeas and nays were required to be recorded, and are—yeas 52, nays 41.

Those voting in the affirmative are Messrs.

Allred,	Lowe,
Anderson, of Franklin,	McComb,
Atkinson,	McDougald,
Bailey,	McFarland,
Barnett, of Henry,	McLain,
Barlow,	Milledge,
Blackwell,	Moon,
Born,	Morel,
Brinson,	Pickett,
Castens,	Pierce,
Christie,	Powell,
Clark, of Stewart,	Price,
Dawson, of Putnam,	Raulerson,
Felton,	Robinson, of Macon,
Fuller,	Russell,
Gilbert,	Scarlett,
Gilmore,	Seward,
Harris, of McIntosh,	Shewmake,
Harper,	Smith, of Hancock,
Holland,	Staten,
Hussey,	Tift,
Irvin, of Wilkes,	Tillman, of Appling,
Langmade,	Williford,
Latimer, of Cobb,	Wofford,
Lewis,	Wooldridge,
Lott,	Winn, of Gwinnett.

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Jackoway,
Armstrong,	Janes,
Barnett, of Butts,	Knox,
Baugh,	Lane,
Bivins,	Latimer, of Warren,
Cameron, of Telfair,	Lochlin,
Cannon,	Loveless,
Carr,	McAfee,
Chastain,	Merrell,
Cobb, of Dooly,	Moreland,
Daniel,	Phillips,
Dawson, of Greene,	Ramsey,
Dorminy,	Reeves,
Dyer,	Richardson,
Edwards,	Roberts,
Erwin, of Forsyth,	Robinson, of Laurens,
Fannin,	Waldhour,
Hall,	Walker,
Harrison,	Wall,

Hendrick,  
Henly,

Wynn, of Oglethorpe.

So the motion to print prevailed.

Mr. McDougald also introduced a Bill, to extend the powers and provisions of an Act, entitled an Act, to authorize and empower the Mayor and Council of the City of Columbus, to levy and collect an extra tax in said city for Railroad purposes, approved on the twenty-second day of December, in the year 1847, so as to embrace all persons and property, to be included in a line running due North from the outside line of the North Common, on the Eastern bank of the Chattahoochee River, along the said bank for the distance of one mile, and from thence in a straight line due East, for the distance of one mile, and from thence in a straight line due South, to a point one hundred and fifty yards below and South of the old Macon Road, leading now direct out of Crawford street, and from the City of Columbus, through W Gunton's to the Upatoie Post Office, in the county of Muscogee, and from thence in a straight line due West to the line of the East Common and for other purposes therein contained.

Also, a Bill laying off the city of Columbus, in the county of Muscogee into wards, and pointing out the mode of electing the Mayor and Aldermen thereof.

Also, a Bill to relieve the private property of individuals in cities and incorporated towns in this State, from being held liable or subject to corporation debts.

Also, a Bill to appropriate a certain sum of money therein specified, to William Crew of Muscogee county ;

Which were severally read the first time.

Mr. McDougald also presented the petition of Gen. John Dill, which was referred, without being read, to the Committee on Petitions.

Also, the petition of Asa Bates, and the petition of William Crew, and the petition of Mathew Averett ;

Which were severally referred, without being read, to the Committee on Petitions.

Mr. McDougald also laid on the table, a Resolution relative to the General Assembly adjourning from the 24th instant to second Monday in January.

Mr. Hendrick introduced a Bill, for the relief of D. T. White, of Newton county.

Also, a Bill to alter and straighten the line between the counties of Jasper and Newton, so as to include the premises of Obediah Fielder, William Pope, A. S. Bell, Aaron Parker, S. Carroway, D. M. Bell, Christopher Fincher and Andrew J. Fincher, in the county of Newton ;

Which were severally read the first time.

Mr. Harper introduced a Bill, to incorporate Dried Indian Mountain Academy, in the county of Newton, and appoint Trustees to the same ;

Which was read the first time.

Mr. Cannon laid on the table, a Resolution requiring the Surveyor General, to deliver to the County Surveyor of Rabun county, certain books.

Mr. Perkins introduced a Bill, to change the eleventh section of the first article of the Constitution of Georgia ;

Which was read the first time.

Mr. Milledge introduced a Bill, to compensate and pay the Delegates to the Nashville Convention ;

Which was read the first time.

Mr. Clarke, of Stewart, introduced a Bill, to vest the duties of the Clerk of the Inferior Court, of the county of Stewart, in the Clerk of the Superior Court.

Also, a Bill to change the time of holding the Superior Court of Stewart county ;

Which were severally read the first time.

Mr. Seward introduced a Bill, to prescribe the costs, which the Clerk of the Supreme Court of this State, shall be entitled for cases carried up to the Supreme Court and for other purposes therein mentioned ;

Which was read the first time.

Mr. Wall introduced a Bill, for the prevention of Foreigners peddling in the State of Georgia.

Also, a Bill to amend an Act, to provide for the Education of the Poor, so far as the county of Twiggs is concerned ;

Which were severally read the first time.

Mr. Castens introduced a Bill, to appropriate money to James J. Tooke, of the county of Talbot, on account of over payment of taxes ;

Which was read the first time.

Mr. Lott introduced a Bill, to authorize John F Sweatt to erect a Bridge across the Alapaha River, on his own land in the county of Ware, to establish the rates of toll ;

Which was read the first time.

Mr. Langmade laid on the table, the following Resolution, to-wit :

*Resolved*, That the Committee on the Lunatic Asylum, be instructed to enquire and report to this House, at their earliest convenience, if any, and what paupers are now inmates of said Asylum, who are not entitled to the benefits thereof.

On motion of Mr. Langmade, the Rules were suspended, and the same was taken up and agreed to.

Mr. Anderson, of Wilkes, introduced a Bill, to alter the time of issuing writs and processes, by the Clerk of the

Superior Court of the county of Wilkes; which was read the first time.

Mr. McFarland introduced a Bill, to repeal so much of an Act, entitled an Act, so far as relates to the county of Walker, assented to February 14th, 1850;

Which was read the first time.

Mr. McFarland also presented a petition of John Webb, M. D., of the county of Dade, Ga.;

Which was referred, without being read, to the Committee on Internal Improvements.

The Speaker announced from the Chair, a memorial from Edward Varner, praying the General Assembly not to grant to any person or persons the right to use or molest in any manner, the ten acre Reserve laid out by the State, at the Indian Spring in the county of Butts.

Mr. Bartow introduced a Bill, to amend an Act, entitled an Act, to give all persons employed on Steamboats and other water crafts, on the Chattahoochee and Ocmulgee Rivers, a lien on said steamboats and water crafts, for his her or their wages, &c.;

Which was read the first time.

Mr. Harris, of Clarke, introduced a Bill to change the time of holding the Superior Courts of the county of Franklin; also, to change the time of holding the Fall Term of the Supreme Court, in the fourth District composed of the Western and Cherokee Circuits;

Which was read the first time.

Mr. Merrell introduced a Bill, to incorporate the Stockholders of the Newnan and Carrolton Railroad Company;

Which was read the first time.

Mr. Tillman, of Appling, introduced a Bill, to change the place of holding Justices Courts, in Appling county, and for other purposes;

Which was read the first time.

Mr. Waldhour from the Committee, to whom was referred the Bill, to appropriate money to improve the navigation of the Satilla and Alapaha Rivers and for other purposes therein named;

Reported the same back to the House with amendments and recommend the passage of the same.

Mr. Wofford laid on the table a Resolution, requesting the publishers of the Savannah Republican, to correct the statement in that journal, which recites the names of every member of the Georgia Legislature, as having arrived in the city of Savannah, on the evening of the 11th instant.

Mr. Wofford moved to suspend the Rule, to take up the Resolution, and the motion was lost.

Mr. Fannin introduced a Bill, to incorporate a Bank in the town of Lagrange, to be called the Southern Central Bank; which was read the first time.

The following Message was received from the Governor, by Mr. Paine, his Secretary—

MR. SPEAKER: I am directed by the Governor, to lay before the House of Representatives, the enclosed communication in writing.

Mr. Tift introduced a Bill, to encourage Internal Improvements, and develop the resources of Georgia;

Which was read the first time.

Mr. Fannin laid on the table, the following Resolution, to-wit:

*Resolved*, That Col. James Whitesides who is on a visit to the seat of Government, by the appointment of the Legislature of Tennessee, be invited to a seat within the bar of the House.

On motion of Mr. Fannin, the Rules were suspended, and the same was taken up and agreed to.

On motion of Mr. Price, the Order was suspended, and the following communication from the Governor, was taken up, and read as follows, to-wit:

EXECUTIVE DEPARTMENT, }  
Milledgeville, December 22, 1851. }

After a careful examination in this office, I have been unable to find the papers called for by your Resolution of the 16th instant, in relation to the claim of Caldwell & Dixon, against the Western and Atlantic Railroad.

The only information on file in this office, is the Report of the Chief Engineer of the Road, and that is already in the possession of your Body. I have addressed the Chief Engineer on the subject, and will lay any information obtained through his answer, before you at the earliest day.

HOWELL COBB.

On motion of Mr. Price, the same was referred to a Select Committee, consisting of Messrs. Price, Scarlett and Byrd.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment, and went into Committee of the Whole, Mr. Wofford in the Chair, on the Special Order of the Day, which was the Bill to provide means for the equipment, construction and repair of the Western and Atlantic Railroad, and to pay off the existing liabilities of the same, and having spent some time therein, the Committee rose and reported the Bill back to the House without amendment.

The Report of the Committee was then taken up.



Mr. Seward moved to postpone the consideration of the same for the present.

Pending the discussion thereon—

The following message was received from the Governor, by Mr. Paine, his Secretary :

MR. SPEAKER: The Governor has approved and signed the following Acts:

An Act to incorporate the Baptist Female College of South-Western Georgia, and to incorporate the Albany Male and Female College, and to confer certain privileges upon the Trustees therein named.

An Act to repeal an Act, entitled an Act to repeal an Act, to appoint County Treasurers and define their duties, so far as relates to the counties of Troup, Carroll, Crawford, Murray, Monroe, Montgomery, Pike, Appling, Randolph, Warren, Fayette, Chatham, Cherokee and Stewart, and to give to the people, of said counties, the election of Treasurer, approved 20th December, 1849, so far as relates to the county of Troup.

An Act to incorporate the Savannah Volunteer Guards of the city of Savannah, and Republican Blues of the city of Savannah.

An Act, to repeal an Act, entitled an Act, to consolidate the offices of Tax Collector and Receiver of Tax Returns of the counties of Rabun, Camden, Irwin, Floyd, Scriven, Paulding, Wayne, Murray, Cherokee, Glynn, Telfair, and Laurens, so far as respects the county of Rabun.

The question then recurred, on the motion to postpone for the present.

Pending the discussion thereon—

Leave of absence was granted to Mr. Scarlett, for a few days after 12 o'clock, to-morrow;

To Mr. Born on account of bad health;

To Mr. Bivins, for a few days after Thursday next.

The House adjourned until 7 o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment and resumed the unfinished business of the afternoon, which was on the motion to postpone for the present, the consideration of the report of the Committee of the Whole, on the Bill to provide means for the equipment, &c. of the Western and Atlantic Railroad.

Mr. Byrd moved the "previous question."

Mr. Seward moved "the House do now adjourn."

Whereupon, on the call of Mr. Seward, and the second

of Mr. McDougald, the yeas and nays were required to be recorded; and are—yeas 34, nays 59.

Those voting in the affirmative are Messrs.

Atkinson,	McAfee,
Barnett, of Butts,	McComb,
Barlow,	McDougald,
Castens,	Merrell,
Christie,	Morris,
Clark, of Stewart,	Phillips,
Cobb, of Dooly,	Pierce,
Culler,	Reeves,
Floyd,	Roberts,
Fowler,	Robinson, of Laurens,
Fuller,	Russell,
Gilbert,	Seward,
Gilmore,	Shewmake,
Hall,	Tift,
Holland,	Tillman, of Appling,
Hussey,	Williford,
Lott,	Wooldridge.

Those voting in the negative are Messrs.

Allred,	Henry,
Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Janes,
Armstrong,	Knox,
Bailey,	Lane,
Bartow,	Langmade,
Barnett, of Henry,	Latimer, of Cobb,
Baugh,	Latimer, of Warren,
Bivins,	Lewis,
Blackwell,	Lochlin,
Brinson,	Loveless,
Bulloch,	Lowe,
Byrd,	McFarland,
Cameron, of Chattooga,	McLain,
Cannon,	Moon,
Chastain,	Moreland,
Daniel,	Morel,
Dawson, of Greene,	Perkins,
Dawson, of Putnam,	Pickett,
Dorminy,	Raulerson,
Dyer,	Richardson,
Erwin, of Forsyth,	Robinson, of Macon,
Fannin,	Smith, of Hancock,
Felton,	Thurmond,

Gardner,	Tillman, of Tattnall,
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Wofford,
Harper,	Winn, of Gwinnett,
Hendrick,	Wynn, of Oglethorpe.
Henly,	

So the motion to adjourn was lost.

The question then recurred, on the motion for the "previous question," and the same was sustained by the House.

The main question being then put, "will the House postpone the consideration of the Report of the Committee for the present?" on the call of Mr. Seward, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 52, nays 41.

Those voting in the affirmative, are Messrs.

Armstrong,	Lott,
Atkinson,	Lowe,
Barnett, of Butts,	McAfee,
Barnett, of Henry,	McComb,
Barlow,	McDougald,
Bivins,	McLain,
Brinson,	Merrell,
Cannon,	Moreland,
Castens,	Morris,
Christie,	Phillips,
Clark, of Stewart,	Pickett,
Cobb, of Dooly,	Pierce,
Culler,	Raulerson,
Dawson, of Greene,	Reeves,
Dorminy,	Roberts,
Floyd,	Robinson, of Laurens,
Fowler,	Robinson, of Macon,
Fuller,	Russell,
Gilbert,	Seward,
Gilmore,	Shewmake,
Hall,	Tift,
Holland,	Tillman, of Appling,
Hussey,	Tillman, of Tattnall,
Langmade,	Williford,
Lewis,	Wooldridge,
Lochlin,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Allred,	Hendrick,
Anderson, of Franklin,	Henly,

Anderson, of Wilkes,	Henry,
Bailey,	Irvin, of Wilkes,
Bartow,	Janes,
Baugh,	Lane,
Blackwell,	Knox,
Bulloch,	Latimer, of Cobb,
Byrd,	Latimer, of Warren,
Cameron, of Chattooga,	Loveless,
Chastain,	McFarland,
Daniel,	Moon,
Dawson, of Putnam,	Morel,
Dyer,	Perkins,
Erwin, of Forsyth,	Richardson,
Fannin,	Smith, of Hancock,
Felton,	Thurmond,
Gardner,	Waldhour,
Harris, of Clarke,	Wofford,
Harris, of McIntosh,	Winn, of Gwinnett.
Harper,	

So the motion to postpone prevailed.

Mr. Fannin moved to make the same the Special Order of the Day for Wednesday next.

Leave of absence was granted to Mr. Barnett, of Butts, for a few days.

The House then adjourned until half past nine o'clock, to-morrow morning.

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## TUESDAY, DEC. 23, 1851.

The House met pursuant to adjournment.

Mr. Floyd moved to discharge the special order of the day, which was on the Bill to regulate the office of Ordinary, and take up the Tax Bill.

Pending the motion, the following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has passed the following Bills :

A Bill for the preservation and protection of the rights of married women, and the distribution of their estates.

Also, a Bill to revise and continue in force, an Act to make permanent the public buildings in the county of Walker, at the town of Chattooga, to incorporate said town and appoint Commissioners for the same, assented to the 22d day of December, 1835 ; and also to define the corporate limits of said town of Chattooga, now Lafayette, in the said county of Walker.

Also, a Bill to prevent evading the payment of tolls on Plankroads, in the State of Georgia.

Also, a Bill amendatory of the Statute of Limitations.

Also, a Bill to prescribe conditions to the issuing of marriage license, and for other purposes.

The Senate has also passed the following Bills of the House of Representatives :

A Bill to incorporate and appoint Trustees to the Washington County Female Institute.

Also, a Bill to change the name of the LaGrange Female Institute, and for other purposes therein named.

Also, a Bill to authorize the Ordinary of Upson county, to grant Letters of Administration on the undivided estate of Allen McWalker, late of Upson county, deceased, and on certain conditions.

A Bill to reduce the Sheriff's bond of Clinch county.

A Bill to add a part of the county of Jackson to the county of Madison, so as to include the residence of William Saunders.

A Bill to add so much of the second district of originally Muscogee, as is included within the county of Marion, to the county of Macon.

A Bill compelling Justices of the Peace of ten hundred and thirtieth district of Ware county, to hold Justice's Courts at the place hereinafter named.

A Bill to change the line between the counties of Ware and Wayne, so as to define the same.

A Bill to make permanent the public site in the county of Lee, at Starkville, and to incorporate the same; to designate the corporate limits thereof, to appoint Commissioners for the same, and to define their powers.

A Bill to authorize the Ordinary of Upson county to grant temporary letters to collect the estate of James Hightower, deceased, late of Upson county, and take care of the same pending an appeal, on certain conditions.

A Bill to authorize the Judge of the Superior Courts of the county of Macon, to draw two panels of Grand and two panels of Petit Jurors; also, to require the Justices of the Inferior Court of said county, or a majority of them, to meet at their Court House on the first Monday in February next, to draw an additional panel of Grand and Petit Jurors, to serve at the next term of said Superior Court, and to authorize the Judge of the Superior Court of Floyd county, to draw three panels of Grand and Petit Jurors, to serve one week each.

The Senate has also passed the following Bills of the House of Representatives, with amendments, to which they ask the concurrence of the House of Representatives.

A Bill to change the boundary line of the county of Thomas, so as to add lot of land number one hundred and

ten, in the tenth district of Baker county, adjoining the present line of the county of Thomas, to the county of Thomas, and other counties therein named.

A Bill to change the line between the counties of Telfair and Appling.

A Bill to change the name of the "Relief Society of the Georgia Annual Conference of the Methodist Episcopal Church South," to that of "The Preachers' Aid Society of the Georgia Conference."

The question then recurred on the motion to discharge the Special Order of the day, &c., and the same prevailed.

The House took up the Report on the Bill to levy and collect a Tax for each of the political years 1852 and 1853.

Mr. Wofford offered the following as a substitute in lieu thereof, to wit—

A Bill to levy and collect a Tax for each of the political years 1852 and 1853.

The original Bill was then taken up by sections; and the first Section having been read, Mr. McDougald moved to amend the same, by inserting in the sixth line, after the word "corporation," the words "resident or non-resident;"

Which was received.

The second section having been read, Mr. McDougald moved to amend the same, by adding after the word "mortgage" in the 9th line, the words "or open accounts;"

Which was received.

Mr. Russell moved to amend the same, by adding in the 10th line, after the word "merchandize," the words "capital invested in shipping or tonnage;"

Which was received.

Mr. Hendrick moved to amend the same, by striking out in the 8th and 9th lines, the words "debts due from solvent debtors, whether on note, bill, draft, judgment or mortgage;" which was rejected.

Mr. Stephens moved to amend the same further, by the following Proviso to come in at the end of said second section, to wit—

*Provided*, That each Tax Payer shall be entitled to deduct from the aggregate value of his taxable property, the aggregate amount of all debts due from him to other persons;" which was rejected.

Mr. Bullock moved further to amend said section, by adding after the word "corporations," the words "all cattle not used for husbandry and Agriculture;"

Which was rejected.

Mr. Tift moved further to amend, by inserting in the 11th line, after the words "capital invested in shipping or tonnage," the words "or capital otherwise invested;"

Which was received.

The third Section having been read, Mr. Wynn, of

Gwinnett, moved to amend the same by striking out in the 20th, 21st, 22d and 23d lines, the words "all property owned by any person whose real and personal estate liable to taxation does not amount to two hundred dollars;"

Which motion prevailed.

Mr. Wynn moved to insert in the blank, the words "all horses, mules and oxen employed for agricultural purposes, and all live stock not held for purposes of sale."

M. Bartow offered the following as a substitute in lieu of the same, to wit—

The amount of five hundred dollars value in property, belonging to every Tax Payer, irrespective of any property owned by him over and beyond that amount;"

Which was received.

Mr. Seward then moved to amend the amendment offered by Mr. Barton, by adding to it the following words, to wit—

And also the annual crops and provisions of the citizens of this State; which was received.

Mr. Anderson, of Franklin moved further to amend the amendment, by adding "and all cattle to the number of 25;"

Which was rejected.

The question then recurred on receiving the amendment as amended, and on the call of Mr. Stephens, and the second of Mr. Shewmake, the yeas and nays were required to be recorded; and are—yeas, 80, nays 12.

Those voting in the affirmative, are Messrs.

Allred,  
Anderson, of Franklin,  
Anderson, of Wilkes,  
Armstrong,  
Atkinson,  
Bailey,  
Bartow,  
Barnett, of Henry,  
Barlow,  
Baugh,  
Bivins,  
Blackwell,  
Brinson,  
Bulloch,  
Byrd,  
Cameron of Chattooga,  
Cameron, of Telfair,  
Cannon,  
Castens,  
Chastain,  
Christie,

Irvin, of Wilkes,  
Jackoway,  
Lane,  
Langmade,  
Latimer, of Cobb,  
Latimer, of Warren,  
Lewis,  
Lochlin,  
Lott,  
Loveless,  
Lowe,  
McAfee,  
McFarland,  
McLain,  
Milledge,  
Merrell,  
Moon,  
Morel,  
Morris,  
Pickett,  
Powell,

Cobb, of Dooly,	Raulerson,
Culler,	Reeves,
Daniel,	Richardson,
Dawson, of Greene,	Roberts,
Dawson, of Putnam,	Robinson, of Laurens,
Dorminy,	Scarlett,
Dyer,	Seward,
Erwin, of Forsyth,	Shewmake,
Felton,	Smith, of Hancock,
Floyd,	Staten,
Fuller,	Sumner,
Gilbert,	Thurmond,
Gilmore,	Tillman, of Appling,
Hall,	Tillman, of Tattnall,
Harris, of Clarke,	Trippe,
Harper,	Waldhour,
Hendrick,	Wofford,
Henly,	Winn, of Gwinnett,
Holland,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Clark, of Stewart,	Pierce,
Harris, of McIntosh,	Ramsey,
Henry,	Stephens,
Hussey,	Tift,
McDougald,	Williford.
Phillips,	

So the motion prevailed.

Mr. McDougald moved further to amend the said third Section, by inserting in the 20th line, after the word "sale," the following Proviso, to wit—

*Provided*, Said household furniture, whenever the same shall consist wholly or in part of mahogany or rosewood, or gold or silver plate, or of carpeting not wholly made of cotton, shall in no event be exempt from taxation.

Mr. Tift moved to amend the same, by striking out all the articles mentioned, except "or gold or silver plate;"

Which motion was lost.

The question then recurred on the adoption of the Proviso, and on the call of Mr. McDougald, and the second for Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 39, nays 53.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Lott,
Bailey,	McDougald,



Barnett, of Henry,	McLain,
Baugh,	Moon,
Bulloch,	Phillips,
Byrd,	Pickett,
Cameron, of Chattooga,	Powell,
Cameron, of Telfair,	Roberts,
Cannon,	Robinson, of Laurens,
Castens,	Smith, of Hancock,
Chastain,	Staten,
Culler,	Stephens,
Dawson, of Putnam,	Tift,
Felton,	Tillman, of Appling,
Gilmore,	Tillman, of Tattnall,
Harris, of McIntosh,	Williford,
Harper,	Wofford,
Janes,	Woodward,
Latimer, of Cobb,	Wooldridge.
Lochlin,	

Those voting in the negative are Messrs.

Anderson, of Wilkes,	Irvin, of Wilkes,
Armstrong,	Jackoway,
Atkinson,	Lane,
Bartow,	Langmade,
Barlow,	Latimer, of Warren,
Bivins,	Lewis,
Blackwell,	Loveless,
Brinson,	Lowe,
Christie,	McAfee,
Clark, of Stewart,	McFarland,
Cobb, of Dooly,	Milledge,
Daniel,	Merrell,
Dawson, of Greene,	Morel,
Dorminy,	Pierce,
Dyer,	Ramsey,
Erwin, of Forsyth,	Raulerson,
Fannin,	Reeves,
Floyd,	Richardson,
Fuller,	Scarlett,
Gilbert,	Seward,
Hall,	Shewmake,
Harris, of Clarke,	Sumner,
Hendrick,	Trippe,
Henly,	Waldhour,
Henry,	Winn, of Gwinnett,
Holland,	Wynn, of Oglethorpe.
Hussey,	

So the motion to amend was lost.

Mr. McDougald moved further to amend the 3rd section, by inserting in the 19th line, after the words "all plantation tools," the words "all agricultural products, poultry, and kitchen furniture;" and after the words "all household furniture," the words "under the value of \$500;" and after the words "not held as merchandize and for the purpose of sale," the words "all property exempted by law from execution under the Insolvent Laws of this State;"

Whereupon, on the call of Mr. McDougald and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 18, nays 70.

Those voting in the affirmative, are Messrs.

Bulloch,	McDougald,
Byrd,	McLain,
Cameron, of Chattooga,	Pickett,
Cameron, of Telfair,	Powel,
Castens,	Stephens,
Chastain,	Thurmond,
Gillmore,	Tillman, of Appling,
Henly,	Tillman, of Tattnall,
Lochlin,	Wofford.

Those voting in the negative, are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Lane,
Anderson, of Wilkes,	Langmade,
Armstrong,	Latimer, of Cobb,
Atkinson,	Latimer, of Warren,
Bailey,	Lewis,
Bartow,	Lott,
Barnett, of Henry,	Loveless,
Barlow,	Lowe,
Baugh,	McAfee,
Bivins,	Milledge,
Blackwell,	Merrell,
Brinson,	Moon,
Cannon,	Morel,
Christie,	Phillips,
Clark, of Stewart,	Pierce,
Cobb, of Dooly,	Ramsey,
Culler,	Raulerson,
Dawson, of Putnam,	Reeves,
Dorminy,	Richardson,
Dyer,	Roberts,
Erwin, of Forsyth,	Robinson, of Laurens,
Felton,	Scarlett,
Floyd,	Seward,

Fuller,	Shewmake,
Gilbert,	Smith, of Hancock,
Hall,	Staten,
Harris, of Clarke,	Sumner,
Harris, of McIntosh,	Tift,
Hendrick,	Trippe,
Henry,	Waldhour,
Holland,	Williford,
Hussey,	Wooldridge,
Irvin, of Wilkes,	Winn, of Gwinnett,
Jackoway,	Wynn, of Oglethorpe.

So the motion to amend was lost.

Mr. Tift moved further to amend said section, by inserting in the 19th line, after the word "furniture," the words "not exceeding five hundred dollars."

Mr. Seward moved the following as a substitute in lieu thereof, to wit—

"Which may be necessary for the use of his family."

Whereupon, on the call of Mr. Seward, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yes 29, nays 61.

Those voting in the affirmative, are Messrs.

Armstrong,	Lochlin,
Atkinson,	Lott,
Barnett, of Henry,	McFarland,
Bivins,	Milledge,
Cobb, of Dooly,	Moon,
Floyd,	Reeves,
Gilmore,	Richardson,
Hendrick,	Roberts,
Holland,	Scarlett,
Jackoway,	Seward,
Lane,	Shewmake,
Langmade,	Smith, of Hancock,
Latimer of Cobb,	Waldhour,
Latimer, of Warren,	Wynn, of Oglethorpe.
Lewis,	

Those who voted in the negative, are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Henry,
Anderson, of Wilkes,	Hussey,
Bailey,	Irvin, of Wilkes,
Bartow,	Janes,
Barlow,	Loveless,

Baugh,	Lowe,
Blackwell,	McAfee,
Brinson,	McDougald,
Bulloch,	McLain,
Byrd,	Merrell,
Cameron, of Chattooga,	Morel,
Cameron, of Telfair,	Morris,
Cannon,	Phillips,
Castens,	Pickett,
Chastain,	Pierce,
Clark, of Stewart,	Powell,
Culler,	Raulerson,
Daniel,	Robinson, of Laurens,
Dawson, of Putnam,	Staten,
Dorminy,	Stephens,
Dyer,	Sumner,
Edwards,	Thurmond,
Erwin, of Forsyth,	Tift,
Fannin,	Tillman, of Appling,
Felton,	Tilman, of Tattnall,
Fuller,	Trippe,
Gilbert,	Wofford,
Hall,	Wooldridge,
Harris, of Clarke,	Winn, of Gwinnett.
Harper,	

So the motion to substitute was lost.

The question then recurred on the original amendment;  
Pending the motion, the House adjourned until 3 o'clock,  
P. M.

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### THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning, which was the consideration of the Bill to levy a tax for the political years 1852 and 1853.

The motion pending was that of Mr. Tift, to amend the third Section of the Bill, and on the question being put, on the call of Mr. Tift, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 41, nays 37.

Those who voted in the affirmative, are Messrs.

Allred,	Hussey,
Anderson, of Franklin,	Jackoway,

Anderson, of Wilkes,	Janes,
Armstrong,	Lochlin,
Barnett, of Henry,	Lott,
Barlow,	McDougald,
Baugh,	McLain,
Bivins,	Merrell,
Bulloch,	Moon,
Byrd,	Phillips,
Cameron, of Chattooga,	Pickett,
Cameron, of Telfair,	Pierce,
Cannon,	Raulerson,
Chastain,	Roberts,
Cobb, of Dooly,	Staten,
Culler,	Sumner,
Dawson, of Putnam,	Thurmond,
Dyer,	Tift,
Erwin, of Forsyth,	Tillman, of Tattnall,
Fowler,	Wofford,
Gilmore,	Winn, of Gwinnett.
Hall,	

Those voting in the negative, are Messrs.

Atkinson,	Lane,
Bartow,	Langmade,
Blackwell,	Latimer, of Warren,
Brinson,	Lewis,
Christie,	Loveless,
Clark, of Stewart,	Lowe,
Daniel,	McAfee,
Dawson, of Greene,	McFarland,
Fannin,	Morel,
Floyd,	Reeves,
Fuller,	Richardson,
Gilbert,	Shewmake,
Harris, of Clarke,	Smith, of Hancock,
Harris, of McIntosh,	Stephens,
Harper,	Thornton,
Henly,	Waldhour,
Holland,	Williford,
Irvin, of Wilkes,	Wynn, of Oglethorpe.

So the motion to amend prevailed.

Mr. Tift moved further to amend said section, by adding in the 23d line, after the words "the citizens of this State," the words "Provided that such crop has not been sold by the producer, and is in his possession or control ;"

Which was rejected.

The fifth Section having been read, Mr. Floyd offered the following to come in as the sixth section to wit—

SECTION 6. *And be it further enacted,* That each and every free person of color in this State, between the ages of eighteen and fifty, shall be taxed annually the sum of five dollars;

Which was received.

The 7th section having been read, Mr. Bartow moved to amend the same by striking out the words “of Physic;”

Which motion was lost.

The 10th Section having been read, Mr. Pierce moved to amend the same, by inserting in the 4th line, after the word “location,” the word “number;”

Whereupon, on the call of Mr. Pierce, and the second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 26, nays 61.

Those voting in the affirmative are Messrs.

Allred,	Jackoway,
Anderson, of Franklin,	Janes,
Bailey,	McDougald,
Bulloch,	Merrell,
Cameron, of Chattooga,	Pickett,
Chastain,	Pierce,
Daniel,	Raulerson,
Dawson, of Putnam,	Roberts,
Dorminy,	Staten,
Edwards,	Tift,
Fannin,	Tillman, of Appling,
Felton,	Tillman, of Tattnall,
Henry,	Wofford.

Those voting in the negative are Messrs.

Anderson, of Wilkes,	Hussey,
Armstrong,	Irvin, of Wilkes,
Atkinson,	Lane,
Bartow,	Langmade,
Barnett, of Henry,	Latimer, of Warren,
Barlow,	Lewis,
Baugh,	Lochlin,
Bivins,	Loveless,
Blackwell,	Lowe,
Brinson,	McAfee,
Byrd,	McFarland,
Cannon,	McLain,
Castens,	Milledge,
Christie,	Moon,
Clark, of Stewart,	Morel,

Cobb, of Dooly,	Phillips,
Culler,	Ramsey,
Dawson, of Greene,	Reeves,
Erwin, of Forsyth,	Richardson,
Floyd,	Robinson, of Laurens,
Fowler,	Shewmake,
Fuller,	Smith, of Hancock,
Gilbert,	Stephens,
Gilmore,	Sumner,
Hall,	Thornton,
Harris, of Clarke,	Thurmond,
Harris, of McIntosh,	Waldhour,
Harper,	Williford,
Hendrick,	Winn, of Gwinnett,
Henly,	Wynn, of Oglethorpe.
Holland,	

So the motion to amend was lost.

Mr. Tift moved further to amend said Section, by inserting in the first line, after the word "enacted," the words "that all land shall be given in, in the county where the land lies, and ;"

Which was rejected.

The 12th Section having been read, Mr. Tift moved to amend the same, by inserting in the 13th line, after the word "valuation," the words "in cash ;"

Which was rejected.

The 13th Section having been read, Mr. Floyd moved to amend the same, by striking out in the 5th line, the word "ninth," and insert the words "second and tenth ;"

Which was received.

Mr. Pierce moved further to amend the same, by striking out in the 8th line, the words "June next," and insert the words "July in each year ;"

Which was received.

The 14th Section having been read, Mr. McDougald moved to amend the same, by inserting in the 9th line, after the word "Comptroller," the words "and Superintendent of the Western and Atlantic Railroad ;"

Which was rejected.

Mr. McDougald then moved to strike out the whole of the said 14th Section ;

Whereupon, on the call of Mr. McDougald, and the second of Mr. Stephens, the yeas and nays were required to be recorded, and are—yeas 46, nays 46.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,      Janes,

Armstrong,	Lane,
Bailey,	Lewis,
Barlow,	Lochlin,
Baugh,	Lowe,
Bivins,	McDougald,
Brinson,	McLain,
Byrd,	Milledge,
Cameron, of Telfair,	Moon,
Cannon,	Pickett,
Castens,	Pierce,
Chastain,	Powell,
Christie,	Raulerson,
Cobb, of Dooly,	Reeves,
Dawson, of Putnam,	Roberts,
Edwards,	Robinson, of Laurens,
Felton,	Shewmake,
Fuller,	Stephens,
Gilmore,	Sumner,
Harper,	Thurmond,
Henly,	Tillman, of Appling,
Henry,	Tillman, of Tattnall,
Jackoway,	Wofford.

Those voting in the negative are Messrs.

Anderson, of Wilkes,	Hussey,
Atkinson,	Irvin, of Wilkes,
Bartow,	Langmade,
Barnett, of Henry,	Latimer, of Warren,
Blackwell,	Lott,
Bulloch,	Loveless,
Cameron, of Chattooga,	McAfee,
Clark, of Stewart,	McFarland,
Culler,	Merrell,
Daniel,	Morel,
Dawson, of Greene,	Perkins,
Dorminy,	Phillips,
Dyer,	Ramsey,
Erwin, of Forsyth,	Richardson,
Fannin,	Seward,
Floyd,	Smith, of Hancock,
Fowler,	Thornton,
Gilbert,	Tift,
Hall,	Trippe,
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Williford,
Hendrick,	Winn, of Gwinnett,
Holland,	Wynn, of Oglethorpe.



There being a tie in the vote, the Speaker decided in favor of the negative; so the motion to strike out was lost.

The 15th Section having been read. Mr. Seward moved to amend by filling the blank with \$375,000;

Which motion prevailed.

Mr. Seward moved the two following Sections to come in as the 16th and 17th Sections, to wit—

SEC. 16. *And be it further enacted*, That the amount of Tax to be paid to the State, upon the amount of real and personal estate taxable under this Act, shall be one-eighth of one per cent., which shall be levied and collected and accounted for according to the existing laws; together with the poll tax and the tax on practitioners of Law and Medicine.

SEC. 17. *And be it further enacted by the authority aforesaid*, That it shall be the duty of the Comptroller General, with the assistance of the Treasurer, after the returns of Taxes have been made by the Tax Receivers of the several counties in this State, to make an estimate of the sum total of taxes which will be raised under this Act according to the per cent. assessed, and if it should appear that the sum total should exceed the amount of taxes required by this Act to be raised, then the Comptroller General shall issue his circular, directing the Tax Collectors of this State to make such deduction, in an equal ratio upon every thing taxed according to value, as will reduce the sum total of taxes as nearly to the amount required by this Act to be raised, as is practicable; the Comptroller specifying the per cent. deduction necessary to be made.

Whereupon, on the call of Mr. Baugh, and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 85, nays 5.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Janes,
Armstrong,	Lane,
Atkinson,	Langmade,
Bailey,	Latimer, of Warren,
Bartow,	Lewis,
Barnett, of Henry,	Lochlin,
Barlow,	Lott,
Bivins,	Loveless,
Blackwell,	Lowe,
Brinson,	McDougald,
Bulloch,	McFarland,
Byrd,	McLain,
Cameron of Chattooga,	Milledge,
Cameron, of Telfair,	Merrell,

Cannon,	Moon,
Castens,	Morel,
Chastain,	Perkins,
Clark, of Stewart,	Phillips,
Cobb, of Dooly,	Pierce,
Culler,	Ramsey,
Daniel,	Raulerson,
Dawson, of Greene,	Reeves,
Dawson, of Putnam,	Richardson,
Dorminy,	Roberts,
Dyer,	Robinson, of Laurens,
Edwards,	Seward,
Erwin, of Forsyth,	Shewmake,
Fannin,	Smith, of Hancock,
Felton,	Staten,
Floyd,	Stephens,
Fowler,	Sunner,
Fuller,	Thornton,
Gilbert,	Thurmond,
Gilmore,	Tift,
Hall,	Tillman, of Appling,
Harris, of Clarke,	Tillman, of Tattnall,
Harris, of McIntosh,	Trippe,
Hendrick,	Waldhour,
Henly,	Williford,
Holland,	Wofford,
Hussey,	Winn, of Gwinnett,
Irvin, of Wilkes,	Wynn, of Oglethorpe.
Jackoway,	

Those who voted in the negative, are Messrs.

Allred,	Henry,
Anderson, of Franklin,	Pickett,
Baugh,	

So the motion prevailed.

The House then adjourned until seven o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the afternoon, which was the consideration of the Tax Bill.

Mr. Harris moved to amend the caption of said Bill by adding after the words "1852 and 1853," the words "and thereafter until repealed ;"

Which was received.

Mr. Perkins moved to amend by the addition of the following Section, to wit—

*And be it further enacted*, That the 4th and 5th sections of an Act, passed the 22d day of February, 1850, to levy and collect a tax for each of the political years 1850 and 1851, and thereafter be and the same is hereby continued in full force and effect."

Mr. Stephens moved to amend the same, by excepting so much of the 4th section as the following words, to wit—

"Not being over 60 years of age, or valueless from decrepitude or disease ;"

Which motion prevailed.

The amendment as amended, was then agreed to.

The original Bill having been gone through with—

The substitute was then taken up by sections, and the 1st Section having been read, Mr. McDougald moved to amend the same by striking out in the last line, the words "except as hereinafter provided ;"

Which motion prevailed.

The 3d Section having been read, Mr. Bulloch moved to amend by adding the following words, to wit—

That all owner or owners of wheat, corn or saw mills, whose value shall exceed the sum of One Thousand Dollars, shall pay ten cents on each hundred dollars over and above One Thousand Dollars."

Mr. Tift moved to amend the amendment, by inserting after the word "mills," the words "and all manufacturing establishments ;"

Which motion was lost.

The amendment was then rejected.

The 4th Section having been read, Mr. Trippe moved to strike out the same ;

Which motion was lost.

The substitute having been gone through with—

Mr. Bartow moved to postpone the consideration of the original Bill and substitute, and make it the order of the day for to-morrow ;"

Which motion prevailed.

Mr. Clark, of Stewart, moved to take up the Bills of the House for a second reading ;

Which motion was lost.

Mr. Dawson, of Greene, moved to suspend the order to take up the Bill for the pardon of Kinchen P Boon, &c., for a third reading ;

Which motion was lost.

The House went into Committee of the Whole, Mr. McDougald in the chair, on the Bill for the benefit of Dade county, and having spent sometime therein, the Commit-

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tee rose and reported the same back to the House with amendments.

The Report of the Committee was then taken up, and the following amendment was proposed by the Committee, to wit—

To strike out the words “and for other purposes,” wherever it occurs; and the same was agreed to.

The Report of the Committee, as amended, was then agreed to.

The Bill was read the third time, and on the question, “Shall this Bill now pass?” on the call of Mr. Trippe, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 57, nays 27.

Those voting in the affirmative are Messrs.

Allred,	Harper,
Anderson, of Franklin,	Hendrick,
Anderson, of Wilkes,	Henly,
Armstrong,	Irvin, of Wilkes,
Atkinson,	Jackoway,
Bailey,	Janes,
Bartow,	Langmade,
Barnett, of Henry,	Lewis,
Baugh,	Lochlin,
Blackwell,	Loveless,
Byrd,	McAfee,
Cameron, of Chattooga,	McDougald,
Cameron, of Telfair,	Merrell,
Cannon,	Moon,
Chastain,	Morel,
Christie,	Phillips,
Cobb, of Dooly,	Pickett,
Culler,	Pierce,
Daniel,	Roberts,
Dawson, of Greene,	Seward,
Dawson, of Putnam,	Smith, of Hancock,
Dorminy,	Staten,
Dyer,	Thurmond,
Felton,	Tift,
Fowler,	Tillman, of Appling,
Fuller,	Wofford,
Gilbert,	Winn, of Gwinnett,
Hall,	Wynn, of Oglethorpe.
Harris, of McIntosh,	

Those voting in the negative are Messrs.

Barlow,	Lowe,
Bivins,	McLain,

Brinson,	Morris,
Bulloch,	Perkins,
Clark, of Stewart,	Raulerson,
Erwin, of Forsyth,	Reeves,
Fannin,	Richardson,
Floyd,	Stephens,
Gilmore,	Thornton,
Harris, of Clarke,	Tillman, of Tattnall,
Henry,	Trippe,
Lane,	Waldhour,
Latimer, of Warren,	Williford.
Lott,	

So the Bill was passed under the title thereof.

Mr. Barlow, from the Committee on Enrolment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit:

An Act to authorize the Judge of the Superior Courts of the county of Macon, to draw two panels of Grand and two panels of Petit Jurors; also, to require the Justices of the Inferior Court of said county, or a majority of them, to meet at their Court House on the first Monday in February next, to draw an additional panel of Grand and Petit Jurors, to serve at the next term of said Superior Court, and to authorize the Judge of the Superior Court of Floyd county to draw three panels of Grand and Petit Jurors to serve one week each.

Also, an Act to compel the Justices of the Peace in the ten hundred and thirtieth district of Ware county, to hold Justices' Courts at the place hereinafter named.

Also, an Act to add a part of the county of Jackson to the county of Madison, so as to include the residence of William Saunders.

Also, an Act to authorize the Ordinary of Upson county to grant temporary letters to collect the estate of James Hightower, deceased, late of Upson county, and take care of the same pending an appeal, on certain conditions.

Also, an Act to change the name of the LaGrange Female Institute, incorporated by Act of the Legislature, approved December 17th, 1847, and for other purposes therein mentioned.

Also, an Act to authorize the Ordinary of Upson county to grant Letters of Administration on the undivided estate of Allen McWalker, late of Upson county, deceased, on certain conditions.

Also, an Act to incorporate the Washington County Female Institute, in the town of Sandersville, and appoint Trustees for the same.

Also, an Act to change the line between the counties of Ware and Wayne, so as to define the same.

Also, an Act to reduce the Sheriff's Bond of Clinch county, &c.

Also, an Act to add so much of the second district of originally Muscogee, as is now included within the county of Marion, to the county of Macon.

Also, an Act to make permanent the public site in the county of Lee, at Starkville, and to incorporate the same; to designate the corporate limits thereof, to appoint Commissioners for the same, and define their powers.

The House then adjourned until half past 9 o'clock, to-morrow morning.

WEDNESDAY, DEC. 24, 1851.

This being the regular day for granting leave of absence to members, leave was granted to Mr. Morel for four days from Saturday next; and to Mr. Dorminy for a few days, on account of sickness in his family.

Mr. Seward moved to suspend the Order, to take up a Resolution relative to an adjournment.

Mr. Bartow moved the "previous question," and was seconded by the House.

\* The main question being then put, "Will the House suspend the Order?" on the call of Mr. Seward and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 34, nays 58..

Those voting in the affirmative, are Messrs.

Atkinson,	Lott,
Barlow,	McComb,
Cameron, of Chattooga,	McDougald,
Cameron, of Telfair,	Merrell,
Castens,	Morris,
Chastain,	Phillips,
Christie,	Pickett,
Cobb, of Dooly,	Pierce,
Culler,	Reeves,
Edwards,	Roberts,
Fowler,	Russell,
Fuller,	Seward,
Gilbert,	Shewmake,
Holland,	Tift,
Hussey,	Tillman, of Appling,
Jackoway,	Williford,
Langmade,	Winn, of Gwinnett.

Those voting in the negative, are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Henry,
Anderson, of Wilkes,	Irvin, of Wilkes,
Armstrong,	Janes,
Bartow,	Lane,
Barnett, of Henry,	Latimer, of Warren,
Baugh,	Lewis,
Blackwell,	Lochlin,
Born,	Loveless,
Brinson,	McAfee,
Bulloch,	McFarland,
Byrd,	McLain,
Cannon,	Milledge,
Clark, of Stewart,	Moon,
Daniel,	Perkins,
Dawson, of Greene,	Ramsey,
Dawson, of Putnam,	Raulerson,
Dorminy,	Richardson,
Dyer,	Robinson, of Laurens,
Erwin, of Forsyth,	Smith, of Hancock,
Fannin,	Staten,
Felton,	Stephens,
Floyd,	Sumner,
Gillmore,	Thurmond,
Hall,	Tillman, of Tattnall,
Harris, of Clarke,	Trippe,
Harris, of McIntosh,	Waldhour,
Harper,	Wofford,
Hendrick,	Wynn, of Oglethorpe.

So the motion to suspend the Order was lost.

The following message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER:—The Senate has passed the following Bills, viz :

A Bill to amend an Act to incorporate the town of Americus, in the county of Sumter, assented to Dec. 22, 1832.

Also, a Bill to alter and amend an Act entitled an Act to incorporate the New York and Savannah Steam Navigation Company.

Also, a Bill to prescribe certain rules and regulations to be observed by the several Railroad companies, in running engines upon their respective tracks, and to annex a penalty for the violation of the same.

Also, a Bill to appoint the time for holding the Superior Courts in the "Blue Ridge" Circuit of this State, and to

legalize and make valid all writs, executions, and other processes, made returnable to the Superior Courts of the several counties in said circuit, at the times at which said courts have heretofore been held, and for other purposes.

Also, a Bill to authorize the Inferior Court of Lee county to build a Court House and Jail at Starkville, the present county site of said county, and to authorize said Court to levy an extra tax of not exceeding one hundred per cent. on the State tax for that purpose, for the years 1852 and 1853.

Also, a Bill to repeal an Act passed 26th December, 1837, consolidating the Academic and Common School Funds of the State of Georgia, and all subsequent Acts in relation thereto, so far as relates to the county of Lowndes, and for other purposes.

Also, a Bill to encourage the organization of Volunteer Corps in the several counties of this State.

Also, a Bill to grant exemptions to Cavalry Corps, and for the formation of squadrons of Cavalry, and to confer certain privileges upon the "Baldwin Blues."

Also, a Bill to incorporate the "Griffin Collegiate Seminary" for young ladies, and to appoint Trustees for the same.

Also, a Bill to incorporate the Lawrenceville Railroad Company.

Also, a Bill to incorporate the Indian Spring Railroad Company.

Also, a Bill more effectually to prevent fraud in elections in this State, and to detect and punish the same.

Also, a Bill to incorporate the Lawrenceville Manufacturing Company.

The Senate has also passed the following Bill of the House of Representatives.

A Bill to amend the second section of an Act entitled an Act to empower the Inferior Courts of the several counties in this State, to order the laying out of public roads, and to order the building and keeping in repair public bridges, approved December 4th, 1799.

The Senate has also passed the following Bills of the House with amendments, to which they ask the concurrence of the House of Representatives, viz :

A Bill to appropriate money for the improvement of the navigation of the Coosa river between Rome and the boundary line between the States of Georgia and Alabama, and to appoint Commissioners for that purpose.

Also, a Bill to establish Election Precincts at the places of holding Justices' Courts in the counties of Gwinnett, Cass, Gordon, Forsyth, Clinch, Murray, Scriven, Bulloch, Crawford, Pike, Spalding, Emanuel and Jones.

Also, a Bill to incorporate the town of Antioch, in Troup



county, and to provide for the election of Intendant and Commissioners for the same, and to define their powers, and for other purposes therein mentioned.

The call of the counties being the regular Order of the day, Mr. Merrell introduced a Bill for the Relief of Teachers of Poor Children in the county of Carroll, for the year 1848 ;

Which was read the first time.

Mr. Henry introduced a Bill to provide for the payment of certain creditors of the Bank of Darien ;

Which was read the first time.

Mr. Henry, also, from the Committee on the Judiciary, to whom were referred the following Bills, to wit—

A Bill to prescribe the punishment to be inflicted on Slaves and Free Persons of Color, guilty of slandering and defaming the character and reputation of white persons, &c., and a Bill to regulate the holding of Justices' Courts, in the several districts in this State, in certain cases, reported the same back to the House, and advised against the passage of the same.

Mr. Henry, also, from the same Committee, to whom was referred the Bill to amend the Act of 1838, regulating the taking testimony in certain cases, reported the same back to the House, and recommended its passage.

Mr. Henry, also, from the same Committee, to whom was referred the Bill for the admission of certain deeds in evidence, and for other purposes therein mentioned, reported the same back to the House with amendments, and recommended the passage of the same.

Mr. Harris, of Clark, introduced a Bill to regulate the mode of taking Bonds of Receivers of Banks, appointed by virtue of the Act of December 13th, 1842 ;

Which was read the first time.

Mr. Harris also laid on the table a Resolution requiring the Governor to deliver to the Georgia Historical Society certain books.

Mr. Baugh introduced a Bill providing for the retention of the State taxes of Hall county, by the Inferior Court of said county, and authorizing and requiring the same to be expended in rebuilding the Court House in Gainesville, recently destroyed by fire ;

Which was read the first time.

Mr. Smith, of Hancock, introduced a Bill to amend the Road, Town or Village Laws of this State, so far as relates to the county of Hancock.

Also, a Bill to amend the charter of the Georgia Railroad and Banking Company ;

Which were severally read the first time.

Mr. Harris, of McIntosh introduced a Bill to prevent the obstructing of Railroads, and to punish the same ;

Which was read the first time.

Mr. Harris also laid on the table a petition from sundry citizens of McIntosh county, which was referred, without being read, to a Select Committee, consisting of Messrs. Harris, Seward and Shewmake.

Mr. Floyd introduced a Bill to refund money to persons who granted Fractions, Lots or Islands, under the Act of 30th December, 1847, and under the Act of 23d February, 1850 ;

Which was read the first time.

Mr. McDougald introduced a Bill to curtail the expense of proceedings in Equity, and to dispense with the necessity of filing Cross Bills in Equity, and for other purposes therein mentioned ;

Which was read the first time.

Mr. Milledge introduced a Bill to repeal an Act to regulate the testimony of Attorneys at Law, passed 21st day of February, 1850 ;

Which was read the first time.

Mr. Seward introduced a Bill amendatory of the Act of 5th February, 1850, curtailing the labor of the Clerk of the Supreme Court, reducing costs, &c. ; and to prescribe the costs of the Clerk, &c. ;

Which was read the first time.

Mr. Seward laid on the table a Resolution affecting the " previous question."

Mr. Chastain, from the Select Committee to whom was referred a Bill laying out a new county out of the counties of Cherokee and Gilmer, reported the same back to the House without the expression of any opinion on the same.

Mr. Bartow, from the Special Committee to whom was referred a Bill to provide for the education of a certain number of State Cadets in the Georgia Military Institute, reported the same back to the House and recommended the passage of the same.

Mr. Bartow, from the Committee on Internal Improvements, to whom was referred the Bill to provide for the repair of the State Road, and to incorporate the Western and Atlantic Railroad Company, reported the same back to the House, and advised against its passage.

Mr. Tift laid on the table a Resolution requiring our Senators and Representatives in Congress to exert their influence to procure tri-weekly mail communication, by steamboat, between Bainbridge, Georgia, and Apalachicola, Florida.

Mr. Bartow presented a memorial from Hamilton Gier and others, of Floyd county, which was referred, without being read, to the Committee on the Deaf and Dumb Asylum.

Mr. Lott laid on the table the following Resolution, to wit—

*Resolved*, That no new matter shall be introduced in the House of Representatives after the 26th instant, without unanimous consent of the House, and no member be allowed to speak more than ten minutes at one time."

Mr. Lott moved to suspend the Order and take up the Resolution;

Which motion prevailed.

Mr. Trippe moved to amend the same, by striking out in the Resolution, the word "unanimous," and inserting after the words "consent of," the words "two-thirds of the members of;"

Which motion prevailed.

Mr. Stephens moved also to amend the same, by inserting after the word "House," the words "except Reports of Standing Committees;"

Which motion prevailed.

The question then recurred on the Resolution as amended.

The question being divided, the first question was on the introducing no new matter in the House after the 26th instant, without consent of two-thirds of the members, except Reports of Standing Committees.

Mr. Bartow called for the "previous question," and was seconded by the House.

The main question being then put, on the call of Mr. Seward, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 64, nays 24.

Those voting in the affirmative, are Messrs.

Allred,	Irvin, of Wilkes,
Anderson, of Franklin,	Janes,
Anderson, of Wilkes,	Lane,
Armstrong,	Latimer, of Warren,
Bartow,	Lewis,
Baugh,	Lochlin,
Bivins,	Lott,
Brinson,	Loveless,
Bulloch,	Moon,
Byrd,	Morel,
Cameron, of Chattooga,	Morris,
Cameron, of Telfair,	Perkins,
Castens,	Pickett,
Clark, of Stewart,	Pierce,
Daniel,	Raulerson,
Dawson, of Greene,	Reeves,
Dawson, of Putnam,	Roberts,
Dorminy,	Shewmake,

Dyer,	Smith, of Hancock,
Edwards,	Staten,
Erwin, of Forsyth,	Stephens,
Fannin,	Sumner,
Felton,	Thornton,
Floyd,	Thurmond,
Gilmore,	Tillman, of Appling,
Grant,	Tilman, of Tattnall,
Hall,	Trippe,
Harris, of Clarke,	Waldhour,
Harper,	Williford,
Hendrick,	Wofford,
Henly,	Winn, of Gwinnett,
Henry,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Atkinson,	Hussey,
Barnett, of Henry,	Langmade,
Barlow,	McAfee,
Cannon,	McComb,
Chastain,	McDougald,
Christie,	Milledge,
Cobb, of Dooly,	Merrell,
Culler,	Phillips,
Fowler,	Powell,
Fuller,	Robinson, of Laurens,
Gilbert,	Seward,
Harris, of McIntosh,	Tift.

So it was decided in the affirmative.

The question then was on that part of the Resolution saying that "no member shall be allowed to speak more than ten minutes at one time;" and on the call of Mr. McDougald, and the second of Mr. Lott, the yeas and nays were required to be recorded, and are—yeas 39, nays 49.

Those who voted in the affirmative, are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Latimer, of Warren,
Anderson, of Wilkes,	Lewis,
Armstrong,	Lochlin,
Atkinson,	Lott,
Baugh,	Loveless,
Bivins,	McLain,
Brinson,	Moon,
Bulloch,	Raulerson,
Byrd,	Reeves,

Cameron, of Telfair,	Richardson,
Chastain,	Smith, of Hancock,
Christie,	Staten,
Culler,	Sumner,
Dorminy,	Thornton,
Dyer,	Tilman, of Appling,
Erwin, of Forsyth,	Tillman, of Tattnall,
Fannin,	Waldhour,
Grant,	Winn, of Gwinnett.
Hendrick,	

Those voting in the negative, are Messrs.

Bartow,	Lane,
Barnett, of Henry,	Langmade,
Barlow,	McComb,
Blackwell,	McFarland,
Born,	Milledge,
Cameron, of Chattooga,	Merrell,
Cannon,	Morel,
Clark, of Stewart,	Morris,
Cobb, of Dooly,	Perkins,
Dawson, of Greene,	Phillips,
Dawson, of Putnam,	Pickett,
Edwards,	Pierce,
Felton,	Powell,
Floyd,	Roberts,
Fowler,	Robinson, of Laurens,
Fuller,	Russell,
Gilbert,	Shewmake,
Gilmore,	Stephens,
Hall,	Thurmond,
Harris, of Clarke,	Tift,
Harris, of McIntosh,	Trippe,
Harper,	Williford,
Henry,	Wofford,
Hussey,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

So the same was rejected.

The House then took up the Special Order of the Day, which was the original Bill, and the substitute offered in lieu thereof, to levy a Tax for the political years 1852 and 1853, &c.

The question was on receiving the substitute in lieu of the original Bill.

Pending the discussion thereon—

Mr. Shewmake, from the Committee on Enrolment, reported as duly enrolled and ready for the signature of the

Speaker of the House of Representatives, the following Act, to wit :

An Act to amend the second Section of an Act entitled an Act to empower the Inferior Courts of the several counties in this State, to order the laying out of Public Roads, and to order the building and keeping in repair of Public Bridges, approved December 4th, 1799.

On motion of Mr. Milledge, the following named gentlemen were added to the Special Committee to whom were referred the memorial of John Royal, to wit—

Messrs. Bird, Felton and Cannon.

The House then adjourned until 3 o'clock, P M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment and resumed the unfinished business of the morning, which was the consideration of the Tax Bill, and the substitute offered in lieu thereof.

The motion pending, was the receiving the substitute in lieu of the original Bill.

Whereupon, on the call of Mr. Wofford, and the second of Mr. Anderson, of Franklin, the yeas and nays were required to be recorded, and are—yeas 17, nays 63.

Those voting in the affirmative, are Messrs.

Allred,	Grant,
Anderson, of Franklin,	Janes,
Baugh,	Loveless,
Bulloch,	Moon,
Byrd,	Pickett,
Cannon,	Pierce,
Chastain,	Wofford,
Erwin, of Forsyth,	Winn, of Gwinnett.
Felton,	

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Lewis,
Armstrong,	Lochlin,
Atkinson,	Lott,
Bailey,	McAfee,
Bartow,	McDougald,
Barlow,	McFarland,
Bivins,	McLain,
Blackwell,	Milledge,
Brinson,	Merrell,

Castens,	Morel,
Christie,	Morris,
Clark, of Stewart,	Phillips,
Cobb, of Dooly,	Ramsey,
Culler,	Raulerson,
Daniel,	Reeves,
Dawson, of Greene,	Richardson,
Dyer,	Roberts,
Fannin,	Robinson, of Laurens,
Floyd,	Seward,
Fowler,	Shewmake,
Gilbert,	Smith, of Hancock,
Gilmore,	Staten,
Hall,	Stephens,
Harper,	Sumner,
Hendrick,	Thornton,
Henly,	Thurmond,
Henry,	Tift,
Hussey,	Tillman, of Appling,
Irvin, of Wilkes,	Tillman, of Tattnall,
Lane,	Waldhour,
Langmade,	Williford,
Latimer, of Warren,	Wynn, of Oglethorpe.

So the substitute was rejected.

Mr. Cannon offered as a substitute then in lieu of the original Bill, the Tax Act of '50 and '51.

Pending the reading of the same—

The following Message was received from His Excellency the Governor, by Mr. Paine, his Secretary—

MR. SPEAKER: I am directed by the Governor, to deliver to the House of Representatives, a communication in writing, with accompanying documents.

The question then recurred on receiving the substitute offered by Mr. Cannon, and on the call of Mr. Cannon, and the second of Mr. McLain, the yeas and nays were required to be recorded, and are—yeas 36, nays 51.

Those voting in the affirmative, are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Lochlin,
Armstrong,	Lott,
Baugh,	Loveless,
Brinson,	McLain,
Bulloch,	Moon,
Byrd,	Morel,
Cameron, of Chattooga,	Pickett,
Cannon,	Pierce,

Chastain,	Raulerson,
Dorminy,	Staten,
Edwards,	Stephens,
Erwin, of Forsyth,	Sumner,
Felton;	Thurmond,
Gilbert,	Tillman, of Appling,
Grant,	Tillman, of Tattnall,
Hall,	Wofford,
Henly,	Winn, of Gwinnett.

Those voting in the negative are Messrs.

Anderson, of Wilkes,	Lane,
Atkinson,	Langmade,
Bailey,	Latimer, of Warren,
Bartow,	Lewis,
Barnett, of Henry,	McAfee,
Barlow,	McDougald,
Bivins,	McFarland,
Blackwell,	Milledge,
Castens,	Merrell,
Christie,	Morris,
Clark, of Stewart,	Phillips,
Cobb, of Dooly,	Ramsey,
Culler,	Reeves,
Daniel,	Richardson,
Dawson, of Greene,	Roberts,
Dyer,	Robinson, of Laurens,
Fannin,	Russell,
Floyd,	Seward,
Fowler,	Shewmake,
Gilmore,	Smith, of Hancock,
Harris, of Clarke,	Thornton,
Harris, of McIntosh,	Tift,
Hendrick,	Waldhour,
Henry,	Williford,
Hussey,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

So the substitute was rejected.

The Report as amended was then agreed to.

The Bill was read the third time—Mr. Clark, of Stewart, moved the “previous question,” and on the question being put, “shall the main question be now put?” on the call of Mr. Stephens, and the second of Mr. Dawson, of Greene, the yeas and nays were required to be recorded, and are—yeas 57, nays 35.



Those voting in the affirmative, are Messrs.

Allred,	Irvin, of Wilkes,
Anderson, of Wilkes,	Lane,
Atkinson,	Langmade,
Bailey,	Latimer, of Warren,
Barnett, of Henry,	Lewis,
Barlow,	Lott,
Baugh,	Loveless,
Bivins,	McAfee,
Blackwell,	McComb,
Brinson,	Milledge,
Cameron, of Telfair,	Merrell,
Castens,	Powell,
Christie,	Ramsey,
Clark, of Stewart,	Raulerson,
Cobb, of Dooly,	Reeves,
Culler,	Richardson,
Daniel,	Seward,
Dorminy,	Shewmake,
Dyer,	Smith, of Hancock,
Edwards,	Sumner,
Erwin, of Forsyth,	Thornton,
Fannin,	Thurmond,
Felton,	Tillman, of Appling,
Floyd,	Tillman, of Tattnall,
Gilbert,	Trippe,
Gillmore,	Waldhour,
Hall,	Williford,
Harris, of McIntosh,	Wynn, of Oglethorpe.
Henry,	

Those voting in the negative, are Messrs.

Anderson, of Franklin,	McFarland,
Armstrong,	McLain,
Bartow,	Moon,
Bulloch,	Morel,
Byrd,	Morris,
Cameron, of Chattooga,	Perkins,
Cannon,	Phillips,
Chastain,	Pickett,
Dawson, of Greene,	Pierce,
Dawson, of Putnam,	Roberts,
Fowler,	Robinson, of Laurens,
Grant,	Russell,
Harris, of Clarke,	Staten,
Harper,	Stephens,
Hendrick,	Tift,

Henly,  
Janes,  
Lochlin,

Wofford,  
Winn, of Gwinnett.

So the House decided the main question should then be put.

The main question being then put, "Shall this Bill now pass?" on the call of Mr. Baugh, and the second of Mr. Anderson, of Franklin, the yeas and nays, were required to be recorded, and are—yeas 51, nays 41.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	Langmade,
Atkinson,	Latimer, of Warren,
Bailey,	Lewis,
Bartow,	McAfee,
Barnett, of Henry,	McComb,
Barlow,	McFarland,
Bivins,	Milledge,
Blackwell,	Merrell,
Castens,	Morris,
Christie,	Perkins,
Clark, of Stewart,	Ramsey,
Cobb, of Dooly,	Reeves,
Culler,	Richardson,
Daniel,	Roberts,
Dawson, of Greene,	Robinson, of Laurens,
Dyer,	Russell,
Fannin,	Seward,
Floyd,	Shewmake,
Fowler,	Smith, of Hancock,
Gilmore,	Thornton,
Harris, of Clarke,	Tift,
Harris, of McIntosh,	Trippe,
Hendrick,	Waldhour,
Henry,	Williford,
Irvin, of Wilkes,	Wynn, of Oglethorpe.
Lane,	

Those voting in the negative are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Lochlin,
Armstrong,	Lott,
Baugh,	Loveless,
Brinson,	McLain,
Bulloch,	Moon,
Byrd,	Morel,
Cameron, of Chattooga,	Phillips,

Cameron, of Telfair,	Pickett,
Cannon,	Pierce,
Chastain,	Powell,
Dawson, of Putnam,	Raulerson,
Dorminy,	Staten,
Edwards,	Stephens,
Erwin, of Forsyth,	Summer,
Felton,	Thurmond,
Gilbert,	Tillman, of Appling,
Grant,	Tillman, of Tattnall,
Hall,	Wofford,
Harper,	Winn, of Gwinnett.
Henly,	

So the Bill was passed under title thereof.

The following communication from his Excellency, the Governor, was taken up and read as follows, to-wit :

EXECUTIVE DEPARTMENT, }  
Milledgeville, December 24, 1851. }

At the commencement of your present session, my predecessor called your attention to the present condition of the boundary controversy, between this State and Florida. In his message, he says, "all efforts to adjust the question of boundary between this State and Florida, by reference or negotiation have failed. At the instance of the latter State, a Bill has been filed, and the question is now pending before the Supreme Court of the United States for its decision. The correspondence not heretofore communicated to former Legislatures and printed, is transmitted. Believing it to be my duty, to have the interest of the State protected, the Hon. J. M. Berrien was engaged as the Attorney of the State for that purpose."

As no action has yet been taken by the General Assembly on this subject, I feel it to be my duty, again to call your attention to it, that you may give such direction to the matter, as in your judgment, the best interest of the State demands, and also make such appropriation for the energetic prosecution of the claim of the State, as may be required, provided it should be your judgment, that the suit should be further litigated and defended.

For the purpose of placing the whole subject before the General Assembly, I herewith transmit, copies of the Bill filed by the State of Florida in the Supreme Court, and all other papers of file in this office, not communicated by my predecessor to the present Legislature. Also, the correspondence between Judge Berrien and myself in relation to the suit. To all of which, I would respectfully invite your early attention.

HOWELL COBB.

Mr. Bartow moved to refer the communication and accompanying documents to a Select Committee ;

Which motion prevailed, and the Committee appointed under the motion, are Messrs. Bartow, Seward, McDougald, Tift, and Floyd.

Mr. Bartow offered the following Resolution, to-wit :

*Resolved*, That when this House adjourn for to-day, it will adjourn to half-past nine o'clock, Friday morning.

The same was taken up and agreed to.

The House then adjourned until seven o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Clark moved to suspend the Order, and take up Bills of the House for a second reading.

On motion of Mr. Fannin, the following Bill was taken up, out of its order, and read the second time, and committed for a third reading, to-wit :

A Bill to legalize the adjourned Term of the Superior Courts of the counties of Heard and Troup.

The following Bills of the House, were severally taken up and read the second time, and committed for a third reading, to-wit :

A Bill to authorize the Governor of Georgia, to issue Bonds for \$200,000 to be loaned and secured, to assist in the construction and equipment of a Branch Railroad from the town of Oglethorpe, or some other point on the South-Western Railroad to Albany in Baker county.

A Bill to authorize his Excellency, the Governor of the State of Georgia, to subscribe for stock in the South-Western Railroad Company for the purpose of extending the road of said company, and grant further powers to said company.

A Bill to incorporate the Satilla Plankroad Company, and to grant the unsurveyed portions of the Okefenokee Swamp to said Company, on certain conditions.

A Bill to carry into effect the last paragraph of the eighth Section of the first Article of the Constitution, &c.

A Bill to extend the corporate limits of the town of Oxford, in Newton county, and to exempt certain lands therein embraced, from any additional rate of taxation, on account of being embraced in said corporate limits.

A Bill to amend an Act entitled an Act to amend an Act to incorporate the South-Western Railroad Company, with power to extend Branches in the county of Baker and Fort Gaines in the county of Early, or to points below those places on the Chattahoochee and Flint Rivers, and

to punish those who may wilfully injure the same, assented to December 27th, 1845, &c.

A Bill to incorporate the Americus Female Institute, in the county of Sumter.

A Bill to incorporate Brownwood University, located in Troup county, and confer power on the same.

A Bill to amend an Act entitled an Act, to compel the several Banks of this State, to redeem their liabilities in Specie, and to provide a forfeiture of such as may refuse, assented to on the eighteenth day of December, 1840; and an Act entitled an Act for the relief of certain Banks, which have suspended Specie payments against which Judicial proceedings, have been instituted for the forfeiture of their charters, assented to, the 10th December, 1841; and also, an Act further amendatory of said Acts, assented to, on the 13th December, 1842.

On motion of Mr. Clark, of Stewart, the Order was suspended, and the following Bills of the Senate were taken up, to-wit:

A Bill to extend the charter of the Augusta Insurance and Banking Company.

A Bill to authorize the consolidation of the stocks of the Georgia Railroad and Banking Company, and of the Washington Railroad or Plank Company, incorporated fifth of February, 1850, and for other purposes;

Which were severally read the second time.

A Bill to incorporate a Savings Bank in the city of Augusta, and to incorporate and confer certain powers upon certain associations therein named;

Which was read the first time.

On motion of Mr. Bartow, the Order was suspended and the following Bill was taken up, read the second time, and committed for a third reading, to-wit:

A Bill to incorporate and endow the Georgia Academy for the Blind.

On motion of Mr. Atkinson, the same was referred to the Committee on Finance.

The Order was then resumed, and the following Bills, were severally read the second time, and committed for a third reading, to-wit:

A Bill to define the duties of Grand Juries, and to alter the oath of Grand Juries.

A Bill to amend the several Acts of force, in relation to the incorporation of the town of LaGrange in Troup county, so as to extend and define the powers of the corporate authorities of said town and for other purposes.

A Bill to extend and define the corporate limits of the town of Newnan, in the county of Coweta, and to provide for the election of Intendant and Commissioners for the

same, to define their powers and for other purposes therein named.

A Bill for the relief of the Poor Children of the county of Bulloch.

A Bill to incorporate the Savannah and Amsterdam Steam Navigation and Banking Company.

On motion of Mr. Bartow, the same was referred to the Committee on Agriculture and Internal Improvements.

A Bill to incorporate the Greensboro' Female College, in the county of Greene, and for other purposes.

A Bill to change the times of holding the Superior Courts of Bibb county.

A Bill for the relief of James Gibson of the county of Wilkinson, &c.

A Bill to appropriate and allow Dade county, the amount of money for the years 1848, 1849, and 1850, which said county would have been entitled to, as her share of the Poor School Fund, &c.

A Bill to alter the time of holding the Inferior Court for the county of DeKalb.

A Bill to incorporate the Rome Branch Magnetic Telegraph Company.

A Bill to lay out and organize a new county, from the counties of Habersham, Franklin, Jackson and Hall, and to attach the same to a Senatorial District.

A Bill to change the time of holding the Superior Courts in the several counties of the Cherokee Circuit.

On motion of Mr. Felton, the same was referred to a Select Committee, consisting of Messrs. Felton, Janes and Born.

A Bill to amend an Act entitled an Act to authorize the Savannah and Albany Railroad Company, to make and use a Plankroad, &c.

Leave of absence was granted to Mr. Barnett, of Henry, for a few days, on account of sickness of his family.

The House then adjourned until half-past 9 o'clock, Friday morning.

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FRIDAY, DEC. 26, 1851.

The House met pursuant to adjournment.

Mr. Russell moved to reconsider so much of the Journal of Wednesday, as relates to the passage by the House of the Bill to levy and collect a tax for the political years 1852 and 1853, the agreement of the House to the Report of the Committee of the Whole House, and the votes of the House upon all the amendments made to the Bill on Wednesday.

Pending the discussion thereon, the following Message was received from the Senate, by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills:

A Bill to add a part of the county of Pike to the county of Spalding.

Also, a Bill to prohibit fire hunting and camp hunting, in the counties of Baker, Dooly, Irwin, Thomas and Telfair.

Also, a Bill to incorporate the city of Oglethorpe, and to alter and amend an Act entitled an Act to incorporate the town of Oglethorpe, in the county of Macon.

The Senate has also passed the following Bill of the House, with an amendment, to which they ask the concurrence of the House of Representatives:

A Bill to lay out and form a new county, out of the county of Murray, and to organize the same.

The question then recurred on the motion to reconsider,

Mr. McFarland moved the "previous question," and on the call of Mr. Wofford, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 54, nays 28.

Those who voted in the affirmative, are Messrs.

Anderson, of Wilkes,	Langmade,
Atkinson,	Lewis,
Bartow,	Lochlin,
Barlow,	Lott,
Bivins,	Loveless,
Brinson,	McAfee,
Cameron, of Chattooga,	McComb,
Cameron, of Telfair,	McFarland,
Castens,	McLain,
Christie,	Milledge,
Clark, of Stewart,	Moon,
Culler,	Morel,
Daniel,	Raulerson,
Dyer,	Reeves,
Erwin, of Forsyth,	Richardson,
Fannin,	Roberts,
Floyd,	Robinson, of Laurens,
Gilmore,	Seward,
Grant,	Shewmake,
Harris, of Clarke,	Sumner,
Harris, of McIntosh,	Thornton,
Harper,	Tillman, of Tattnall,
Hendrick,	Trippe,
Henry,	Waldhour,
Hussey,	Williford,

Irvin, of Wilkes,	Winn, of Gwinnett,
Lane,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Allred,	Hall,
Anderson, of Franklin,	Henly,
Armstrong,	Janes,
Bailey,	McDougald,
Barr,	Merrell,
Baugh,	Pickett,
Bulloch,	Pierce,
Byrd,	Russell,
Cannon,	Smith, of Hancock,
Chastain,	Staten,
Cobb, of Dooly,	Stephens,
Dawson, of Putnam,	Thurmond,
Felton,	Tift,
Fuller,	Wofford.

So the call for the previous question was sustained.

The main question being then put, "will the House agree to reconsider," on the call of Mr. Janes, and the second of Mr. McLain, the yeas and nays were required to be recorded, and are—yeas 33, nays 51.

Those voting in the affirmative are Messrs.

Allred,	Lochlin,
Anderson, of Franklin,	Lott,
Barr,	McDougald,
Baugh,	McLain,
Bulloch,	Morel,
Byrd,	Phillips,
Cameron, of Chattooga,	Pickett,
Cameron, of Telfair,	Pierce,
Cannon,	Raulerson,
Chastain,	Russell,
Dawson, of Putnam,	Staten,
Felton,	Stephens,
Fuller,	Thurmond,
Grant,	Tillman, of Tattnall,
Henly,	Wofford,
Hussey,	Winn, of Gwinnett.
Janes,	

Those voting in the negative are Messrs.

Anderson, of Wilkes,	Lane,
Armstrong,	Langmade,
Atkinson,	Lewis,



Bailey,	Loveless,
Bartow,	McAfee,
Barlow,	McComb,
Bivins,	McFarland,
Brinson,	Milledge,
Castens,	Merrell,
Christie,	Moon,
Clark, of Stewart,	Perkins,
Cobb, of Dooly,	Reeves,
Culler,	Richardson,
Daniel,	Roberts,
Dyer,	Robinson, of Laurens,
Erwin, of Forsyth,	Seward,
Fannin,	Shewmake,
Floyd,	Smith, of Hancock,
Gilmore,	Sumner,
Hall,	Thornton,
Harris, of Clarke,	Tift,
Harris, of McIntosh,	Trippe,
Harper,	Waldhour,
Hendrick,	Williford,
Henry,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

So the House refused to reconsider.

Mr. Tift moved to suspend the Order, to take up Resolutions relative to a mail route ;

Which motion prevailed.

The following Resolutions were then taken up, to-wit—

“Whereas, the people of Georgia, as well as the people of Florida, are deeply interested in a regular and frequent mail communication between Macon, Georgia, and Apalachicola Florida, to connect by Steamboat communication between Bainbridge and Apalachicola.

*Resolved*, That our Senators and Representatives in Congress, be requested to exert their influence to procure the establishment of a regular tri-weekly mail communication by Steamboat, between Bainbridge, Georgia, and Apalachicola, Florida.

*Resolved*, That the Governor be requested to forward a copy of these Resolutions, to each of our Senators and Representatives in Congress.

On motion of Mr. Tift, the same was agreed to.

The call of the counties being the regular Order of the Day.

Mr. Atkinson introduced a Bill, to extend the jurisdiction of Magistrates in the city of Macon ;

Which was read the first time.

Mr. Atkinson laid on the table, a petition from Thomas

Taylor, of Bibb county, relative to the purchase of land in Ware county, and the same was referred, without being read, to the Committee on Finance.

Mr. Wofford laid on the table, the following Resolution, to-wit :

*Resolved*, That the Executive Office be furnished with one hundred copies of the Abstract Statistics of Georgia, printed for the use of this House.

Mr. Wofford moved to suspend the Rule, and take up the Resolution ; which motion prevailed.

The Resolution was then taken up and agreed to.

Mr. McLain introduced a Bill, to exempt the Military Corps of Scriven county, known by the name and style of the Scriven Troop from all public duty ;

Which was read the first time, and referred to the Committee on the Military.

Mr. Henry laid on the table, a Resolution requiring the Governor to furnish a copy of the work, called "proceedings of the President and Assistants in Council, assembled for the Colony of Georgia, commencing on the twenty-fourth day of July, 1749," to every State and Territory, and to different Societies and Officers, &c.

Mr. Bartow introduced a Bill, to require all Wills of personal property, to be executed and proved in the same manner as is now prescribed by law, for the execution and proof of devises of Real Estate.

Also, a Bill to repeal the first section of an Act, entitled an Act to prevent Lumber measurers from being clerks or agents of Lumber buyers or Lumber Mills, and to define the mode of measuring Stocks of hewn or ranging timber, so far as regards the county of Chatham.

Also, a Bill to amend an Act "to amend an Act authorizing certain Commissioners to raise by Lottery, a fund for the erection of Monuments, to the memory of Greene and Pulaski, in the city of Savannah, passed December, 1837, and the original Act, of which the same is amendatory ;

Which were severally read the first time.

Mr. Thornton introduced a Bill, to change the name of Asa Couch of the county of Elbert ;

Which was read the first time.

Mr. Baugh introduced a Bill to repeal the ninth and nineteenth sections of an Act, incorporating the Gainesville Railroad Company, approved, December 28th, 1847 ;

Which was read the first time.

Mr. Culler introduced a Bill, to authorize the Mayor and Council of the city of Macon, to construct a Plankroad from the city of Macon, through or near Perry, to the city of Oglethorpe ;

Which was read the first time.

Mr. Robinson, of Laurens, introduced a Bill, to author-

ize the Treasurer of the Poor School Fund, in the county of Laurens, to pay over to William J. Daniel and Archibald McMillan, the amount of their accounts for teaching poor children, in the year 1851, in the county of Laurens;

Which was read the first time.

Mr. Bulloch introduced a Bill, to compensate the Grand and Petit Jurors of Madison county and for other purposes;

Which was read the first time.

Mr. Bailey introduced a Bill, to repeal an Act entitled an Act to amend an Act incorporating the city of Dalton, in Murray county, approved 29th December, 1849;

Which was read the first time.

Mr. Harris, of McIntosh, from the Special Committee, to whom was referred the petition of sundry citizens of McIntosh county; reported a Bill to exempt certain persons of McIntosh county, from road duty, and for other purposes therein named;

Which was read the first time.

Mr. McDougald introduced a Bill, to change the time of holding elections for members to represent the people of this State, in the Congress of the United States.

Also, a Bill for the relief of Emily Goucher, of Randolph county;

Which were severally read the first time.

Mr. Harper introduced a Bill to exempt all regular practising Physicians from Jury duty.

Also, a Bill to extend and enlarge the corporate powers of the town of Covington;

Which were severally read the first time.

Mr. Hussey laid on the table, the following Resolution, to-wit:

*Resolved by the Senate and House of Representatives,*  
That each member of the General Assembly, be furnished with a copy of the Acts and Journals of the Legislature, to be forwarded to their respective counties.

On motion of Mr. Hussey, the Rule was suspended, and the same was taken up and agreed to.

Mr. Cannon introduced a Bill, to add the white Poll Tax of the State of Georgia, to the Poor School Fund of said State;

Which was read the first time.

Mr. Seward introduced a Bill, to dispose of the assets of the Central Bank, and for other purposes therein named;

Which was read the first time.

Mr. Irvin, of Wilkes, introduced a Bill to revive and make of force the Act to incorporate the Baptist and Presbyterian Churches in the town of Washington, Wilkes county, so far as relates to the Baptist Church in said town.

Mr. Pickett, from the Committee, to whom was referred the Bill appropriating twenty thousand dollars, to make

a road from the North-Carolina line, to the foot of Ramsown Mountain ; reported the same back to the House, and recommend the passage of the same.

On motion of Mr. Perkins, one hundred and fifty copies of the Report were ordered to be printed, for the use of the House.

Mr. Bartow introduced a Bill, to incorporate Yemassee Division No. 15, Sons of Temperance ;

Which was read the first time.

Mr. Russell laid on the table, the following Resolution, to-wit—

Whereas, information has been received by the members of this House, and is believed to be correct, that a block of Marble has been transmitted to the Washington Monument, by the late Governor of this State, as a donation from the State of Georgia, under and by virtue of a Resolution, passed by the General Assembly, February, 1850, and that His Excellency caused to be inscribed upon the said Block of Marble, the following words, "The Constitution as it is, the Union as it was." And whereas, the said inscription does not truly express the sentiments of the people of Georgia, and is deemed an undeserving tribute to the memory of the Father of His Country.

*Be it Resolved by the Senate and House of Representatives,* That the Governor be, and he is hereby authorized and requested to withdraw the said block of Marble from the Washington Monument, and to cause another to be prepared of Georgia Marble, and to have inscribed thereon, the Arms of the State of Georgia, and to have the same conveyed to Washington City, and placed at the disposal of the Building Committee of the National Monument, to the memory of Washington.

Mr. Russell moved to suspend the Rule and take up the Resolution ;

Which motion prevailed.

Mr. Seward moved to postpone the same indefinitely ;

Which motion was lost.

The question then was on agreeing to the Resolutions.

Whereupon, on the call of Mr. Seward, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 45, nays 33.

Those voting in the affirmative, are Messrs.

Allred,  
Anderson, of Franklin,  
Bailey,  
Bartow,  
Barr,  
Baugh,

Janes,  
Lane,  
Langmade,  
Lochlin,  
McDougald,  
McFarland,

Bivins,	McLain,
Bulloch,	Milledge,
Byrd,	Moon,
Cameron, of Chattooga,	Morel,
Cameron, of Telfair,	Perkins,
Cannon,	Pickett,
Chastain,	Pierce,
Clark, of Stewart,	Richardson,
Dawson, of Putnam,	Roberts,
Dyer,	Russell,
Erwin, of Forsyth,	Shewmake,
Fannin,	Smith, of Hancock,
Felton,	Stephens,
Grant,	Thornton,
Harper,	Thurmond,
Hendrick,	Trippe.
Irvin, of Wilkes,	

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Hussey,
Armstrong,	Lewis,
Atkinson,	Loveless,
Barlow,	Merrell,
Brinson,	Phillips,
Christie,	Raulerson,
Cobb, of Dooly,	Reeves,
Culler,	Robinson, of Laurens,
Daniel,	Seward,
Floyd,	Sumner,
Fowler,	Tift,
Fuller,	Tilman, of Tattnall,
Gilmore,	Waldhour,
Hall,	Williford,
Harris, of McIntosh,	Winn, of Gwinnett,
Henly,	Wynn, of Oglethorpe.
Henry,	

So the Resolution was agreed to.

On motion of Mr. Seward, the Order was suspended, and the House took up the Report of the Committee on the Bill to carry into effect the amended Constitution of this State, in reference to the Ordinaries of said State, and for other purposes.

The Bill was then taken up by Sections.

The first Section having been read, the Committee on the Judiciary moved the following amendment, to wit—

“We recommend that the first Section of said Bill be amended as follows :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Georgia in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this Act, the several Courts established in pursuance of the provisions as contained in the above recited amended Constitution, shall be known by the name and style of "The Court of Ordinary for the county of \_\_\_\_\_," and that the person who shall be elected in pursuance of the provisions of said amended Constitution, shall be known as the Ordinary for the county of \_\_\_\_\_, and that all laws, now of force, which apply to the Justices of the Inferior Court sitting as a Court of Ordinary, and to the Clerks of said Court, and which are not inconsistent with the provisions of this Act, be and the same are hereby continued and made applicable to the proceedings of the said Courts of Ordinary and to the Ordinary of said Court.

Mr. Seward moved to amend the same by striking out in the 7th and 10th lines, the words "for the county of;" Which motion prevailed.

The second Section having been read, the Committee on the Judiciary moved the following amendment, to wit:

We report favorably the second Section with the following amendment or addition at the end of the same:

"And that in all cases where an estate is now or shall be unrepresented either in the first instance by the failure of any person to apply for Letters of Administration, or Letters Testamentary, or after applying, have now or shall hereafter fail or refuse to give the bond, and qualify as required by law, or if a vacancy shall occur by the death, dismission or otherwise, of any Administrator or Administrators, Executor or Executors, or shall be unrepresented for any other cause, then and in all such cases, it shall be the duty of the Ordinary to vest the Administration of such estate, either in the Clerk of the Superior or Inferior Court of the county, or in any other person or persons residing in said county, whom he shall deem fit and proper for such Administration, in his discretion, requiring bond and security as in other cases, *Provided* always, that the said Ordinary shall first give thirty days public notice, as heretofore required by law in such cases."

Mr. Meriwether moved to amend the amendment by inserting after the word "Testamentary," the words "or Letters of Guardianship," and after the word "Executors," the words "Guardian or Guardians ;"

Which motion prevailed.

Mr. Meriwether moved further to amend the amendment by inserting after the word "Administration," the words "or Guardianship;" and after the word "Executor," the

word "Executrix;" and after the word "Administrator," the word "Administratrix;"

Which motion prevailed.

The amendment as amended was then agreed to.

The third Section having been read, the Committee on the Judiciary moved the same to read as follows, to-wit:

We recommend that the third Section be amended to read as follows:

SEC. 3. *And be it further enacted*, That the said Ordinary shall within three months after his qualification require all clerks of the former Court of Ordinary, who have been appointed by the said Court Administrators on any estate, and have not given good and sufficient bond for said Administration, to come to a full and fair exhibit and account of the condition of said estate or estates, and either to give bond and security as now required by law, or in the event of his failure to do so, to be dismissed, and the said Ordinary shall forthwith appoint another Administrator, as now required by law, under the foregoing provisions of this Act.

Mr. Meriwether moved to amend the amendment by inserting after the word "Administrator" the words "or Guardian;" and after the word "Administration" the words "or Guardianship," and after the word "Administrator" the words "or Guardian;"

Which motion prevailed.

The amendment as amended was then agreed to.

Mr. Trippe offered the following as a substitute in lieu of the fourth Section, to wit:

*And be it further enacted*, That if any person be elected Ordinary who may be Administrator, Executor or Guardian, at the time of his election, during his continuance in office he shall make his returns to the Ordinary of an adjoining county—first giving weekly notice for four weeks, in some public Gazette of what county he elects to make said returns, and shall immediately take a transcript, under the seal of the Ordinary of the county to which he makes said returns, and record the same as in other cases, and shall, during his continuance in office as Ordinary, be liable to any rule, notice or citation that may be issued against him by the Ordinary of the county in which he has elected to make his returns, which shall be heard and determined in the county from which it issues; and the said Executor, Administrator or Guardian, who may be Ordinary as aforesaid, shall immediately take a transcript of the proceedings in said case, and enter the same of record in the county for which he may be elected Ordinary, *Provided*, that no Ordinary during his continuance in office, shall grant to himself any Letters of Administration, Letters of Guardianship, or Letters Testamentary.

On motion of Mr. Meriwether, the consideration of the Bill was postponed for the present, and made the order of the day for to-morrow.

Mr. Henry, from the Judiciary Committee, to whom was referred the Bill to define the liabilities of Trustees, to prescribe the mode of their accounting their compensation, when they may be sued at law and their discharge, reported the same back to the House, and recommended the passage of the same.

Mr. Henry, also from the same Committee to whom was referred the Bill to amend the Laws of this State governing Executors and Administrators, and also to perfect the title of purchasers under void wills in certain cases, reported the same back to the House with amendments, and recommend the passage of the same.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment, and on motion of Mr. Fannin, the Order was suspended, and the House took up the Report on the Bill to legalize the adjourned term of the Superior Courts of the counties of Heard and Troup, and agreed thereto;

The Bill was read the third time, and passed under the title thereof.

On motion of Mr. Fannin the Clerk was directed to carry the same forthwith to the Senate.

The following message was received from his Excellency the Governor, by Mr. Hood, his Secretary:

MR. SPEAKER: His Excellency the Governor has approved and signed the following Acts, to wit:

No. 52. An Act to amend the second section of an Act entitled an Act to empower the Inferior Courts of the several counties in this State to order the laying out of public roads, and to order the building and keeping in repair of public bridges, approved December 4th, 1799.

No. 53. An Act to add so much of the second district of originally Muscogee as is now included in the county of Marion, to the county of Macon.

No. 54. An Act to add a part of the county of Jackson to the county of Madison, so as to include the residence of William Saunders.

No. 55. An Act to change the line between the counties of Ware and Wayne, so as to define the same.

No. 56. An Act to authorize the Judge of the Superior Court of the county of Macon, to draw two panels of Grand and two panels of Petit Jurors: also, to require the Justi-



cès of the Inferior Court of said county, or a majority of them, to meet at their Court House, on the first Monday in February next, to draw an additional panel of Grand and Petit Jurors to serve at the next term of said Superior Court, and to authorize the Judge of the Superior Court of Floyd county to draw three panels of Grand and Petit Jurors to serve one week each.

No. 57. An Act to compel the Justices of the Peace in the ten hundred and thirtieth district of Ware county, to hold Justices Court at the place herein after named.

No. 58. An Act to reduce the Sheriff's Bond of Clinch county.

No. 59. An Act to make permanent the public site in the county of Lee, at Starkesville, and to incorporate the same; to designate the corporate limits thereof, to appoint Commissioners for the same, and to define their powers.

No. 60. An Act to change the name of the LaGrange Female Institute, incorporated by Act of the Legislature, approved December 17th, 1847, and for other purposes therein named.

No. 61. An Act to authorize the Ordinary of Upson county to grant Letters of Administration on the undivided estate of Allen McWalker, late of Upson county, deceased, on certain conditions.

No. 62. An Act to authorize the Ordinary of Upson county to grant temporary Letters to collect the estate of James Hightower, deceased, late of Upson county, and take care of the same pending an appeal, on certain conditions.

No. 63. An Act to incorporate the Washington County Female Institute in the town of Sandersville, and appoint Trustees for the same.

Mr. Bartow moved to suspend the Order, and that the House go into the consideration of the Bill to appropriate money for the benefit of the Western and Atlantic Railroad;

Which motion prevailed.

Mr. Tift moved to make the same the Special Order of the day for Monday next, and the call of Mr. Tift and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 21, nays 53.

Those voting in the affirmative, are Messrs.

Barlow,  
Cannon,  
Christie,  
Cobb, of Dooly,  
Culler,  
Erwin, of Forsyth,

Lott,  
McDougald,  
Merrell,  
Morris,  
Pickett,  
Pierce,

Fowler,	Raulerson,
Hussey,	Roberts,
Langmade,	Tift,
Lewis,	Williford.

Those who voted in the negative, are Messrs.

Allred,	Henry,
Anderson, of Franklin,	Irvin, of Wilkes,
Armstrong,	Janes,
Bailey,	Lane,
Bartow,	Loveless,
Barr,	McAfee,
Baugh,	McFarland,
Brinson,	McLain,
Bulloch,	Milledge,
Byrd,	Moon,
Cameron, of Chattooga,	Morel,
Cameron, of Telfair,	Perkins,
Chastain,	Phillips,
Daniel,	Richardson,
Dawson, of Putnam,	Shewmake,
Dyer,	Smith, of Hancock,
Fannin,	Staten,
Felton,	Sumner,
Floyd,	Thornton,
Fuller,	Thurmond,
Grant,	Tillman, of Tattnall,
Hall,	Trippe,
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Wofford,
Harper,	Winn, of Gwinnett,
Hendrick,	Wynn, of Oglethorpe.
Henly,	

So the motion to make it the Special Order was lost.

The House then took up the Report of the Committee of the Whole, on the Bill to provide means for the equipment and construction and repair of the Western and Atlantic Rail Road, and to pay off the existing liabilities of the same.

Mr. Cannon moved to amend the same by striking out in the first Section the words "seven hundred and fifty;"

Whereupon, on the call of Mr. Cannon, and the second of Mr. Tift, the yeas and nays were required to be recorded, and are—yeas 54, nays 21.

Those voting in the affirmative, are Messrs. .

Allred,	Loveless,
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Anderson, of Franklin,	McAfee,
Armstrong,	McDougald,
Barlow,	McLain,
Baugh,	Merrell,
Brinson,	Moon,
Bulloch,	Morel,
Cameron, of Telfair,	Morris,
Cannon,	Phillips,
Chastain,	Pickett,
Christie,	Pierce,
Cobb, of Dooly,	Raulerson,
Culler,	Roberts,
Daniel,	Robinson, of Laurens,
Erwin, of Forsyth,	Russell,
Fowler,	Seward,
Fuller,	Staten,
Grant,	Sumner,
Hall,	Thornton,
Harris, of Clarke,	Thurmond,
Henry,	Tift,
Hussey,	Tillman, of Tattnall,
Lane,	Trippe,
Langmade,	Waldhour,
Lewis,	Williford,
Lochlin,	Winn, of Gwinnett,
Lott,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Anderson, of Wilkes,	Hendrick,
Bailey,	Henly,
Bartow,	Irvin, of Wilkes,
Barr,	Janes,
Byrd,	McFarland,
Cameron, of Chattooga,	Milledge,
Dawson, of Putnam,	Perkins,
Dyer,	Richardson,
Fannin,	Smith, of Hancock,
Felton,	Stephens,
Harper	Wofford.

So the motion to strike out prevailed.

Mr. McFarland moved to fill the blank with the words "seven hundred ;"

Whereupon, on the call of Mr. Cannon and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 24, nays 56.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	Hendrick,
Bailey,	Henly,
Bartow,	Henry,
Barr,	Irvin, of Wilkes,
Byrd,	Janes,
Cameron, of Chattooga,	McFarland,
Daniel,	Milledge,
Dawson, of Putnam,	Perkins,
Dyer,	Richardson,
Fannin,	Smith, of Hancock,
Felton,	Stephens,
Harper,	Wofford.

Those voting in the negative are Messrs.

Allred,	McAfee,
Anderson, of Franklin,	McDougald,
Armstrong,	McLain,
Barlow,	Merrell,
Baugh,	Moon,
Brinson,	Morel,
Bulloch,	Morris,
Cameron, of Telfair,	Phillips,
Cannon,	Pickett,
Castens,	Pierce,
Chastain,	Raulerson,
Christie,	Roberts,
Cobb, of Dooly,	Robinson, of Laurens,
Culler,	Russell,
Erwin, of Forsyth,	Seward,
Fowler,	Shewmake,
Fuller,	Staten,
Grant,	Sumner,
Hall,	Thornton,
Harris, of Clarke,	Thurmond,
Harris, of McIntosh,	Tift,
Hussey,	Tillman, of Tattnall,
Lane,	Trippe,
Langmade,	Waldhour,
Lewis,	Williford,
Lochlin,	Winn, of Gwinnett,
Lott,	Wynn, of Oglethorpe.
Loveless,	

So the motion to fill with \$700,000 was lost.

Mr. Bartow moved to fill the blank with the words "six hundred and fifty ;"

Whereupon, on the call of Mr. McFarland, and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 34, nays 44.

Those who voted in the affirmative, are Messrs.

Anderson, of Wilkes,	Harper,
Bailey,	Hendrick,
Bartow,	Henly,
Barr,	Henry,
Byrd,	Irvin, of Wilkes,
Cameron, of Chattooga,	Janes,
Chastain,	Lane,
Clark, of Stewart,	McFarland,
Daniel,	Milledge,
Dawson, of Putnam,	Perkins,
Dyer,	Richardson,
Erwin, of Forsyth,	Shewmake,
Fannin,	Smith, of Hancock,
Felton,	Stephens,
Floyd,	Thornton,
Grant,	Waldhour,
Harris, of Clarke,	Wofford.
Harris, of McIntosh,	

Those voting in the negative, are Messrs.

Allred,	McAfee,
Anderson, of Franklin,	McDougald,
Armstrong,	McLain,
Barlow,	Merrell,
Baugh,	Moon,
Brinson,	Phillips,
Bulloch,	Pickett,
Cameron, of Telfair,	Pierce,
Cannon,	Raulerson,
Castens,	Roberts,
Christie,	Robinson, of Laurens,
Cobb, of Dooly,	Russell,
Culler,	Seward,
Fowler,	Staten,
Fuller,	Sumner,
Gilmore,	Thurmond,
Hall,	Tift,
Hussey,	Tillman, of Tattnall,
Langmade,	Trippe,
Lewis,	Williford,
Lochlin,	Winn, of Gwinnett,
Lott,	Wynn, of Oglethorpe.
Loveless,	

So the motion to insert six hundred and fifty was lost.

Mr. Meriwether moved to fill the blank by inserting (\$600) "six hundred;"

Whereupon, on the call of Mr. McDougald, and the second of Mr. Seward, the yeas and nays were required to be recorded, and are—yeas 43, nays 37

Those voting in the affirmative, are Messrs.

Allred,	Hendrick,
Anderson, of Wilkes,	Henly,
Armstrong,	Henry,
Bailey,	Irvin, of Wilkes,
Bartow,	Janes,
Barr,	Lane,
Byrd,	Lochlin,
Cameron, of Chattooga,	Loveless,
Chastain,	McFarland,
Clark, of Stewart,	Milledge,
Daniel,	Moon,
Dawson, of Putnam,	Morel,
Dyer,	Perkins,
Erwin, of Forsyth,	Richardson,
Fannin,	Smith, of Hancock,
Felton,	Stephens,
Floyd,	Thornton,
Gilmore,	Trippe,
Grant,	Waldhour,
Harris, of Clarke,	Wofford,
Harris, of McIntosh,	Winn, of Gwinnett.
Harper,	

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	McDougald,
Barlow,	McLain,
Baugh,	Merrell,
Brinson,	Phillips,
Bulloch,	Pickett,
Cameron, of Telfair,	Pierce,
Cannon,	Raulerson,
Castens,	Roberts,
Christie,	Robinson, of Laurens,
Cobb, of Dooly,	Russell,
Culler,	Seward,
Fowler,	Shewmake,
Fuller,	Staten,
Hall,	Sumner,
Hussey,	Thurmond,

Langmade,	Tift,
Lewis,	Tillman, of Tattnall,
Lott,	Williford,
McAfee,	Wynn, of Oglethorpe.

So the motion to insert \$600 prevailed.

Mr. Seward moved the House do now adjourn;  
Whereupon, on the call of Mr. Seward, and the second  
of Mr. Russell, the yeas and nays were required to be re-  
corded, and are—yeas 10, nays 63.

Those voting in the affirmative, are Messrs.

Barlow,	McAfee,
Clark, of Stewart,	Merrell,
Culler,	Robinson, of Laurens,
Fuller,	Seward,
Lott,	Tift.

Those voting in the negative, are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Henry,
Anderson, of Wilkes,	Hussey,
Armstrong,	Irvin, of Wilkes,
Bailey,	Janes,
Bartow,	Lane,
Barr,	Langmade,
Baugh,	Lewis,
Brinson,	Lochlin,
Bulloch,	Loveless,
Byrd,	McFarland,
Cameron, of Chattooga,	McLain,
Cameron, of Telfair,	Milledge,
Cannon,	Moon,
Castens,	Morel,
Chastain,	Perkins,
Christie,	Phillips,
Cobb, of Dooly,	Pickett,
Daniel,	Raulerson,
Dawson, of Putnam,	Richardson,
Dyer,	Roberts,
Erwin, of Forsyth,	Smith, of Hancock,
Fannin,	Staten,
Felton,	Stephens,
Fowler,	Sumner,
Gillmore,	Thornton,
Grant,	Tillman, of Tattnall,
Hall,	Trippe,

Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Wofford,
Harper,	Winn, of Gwinnett.
Hendrick,	Wynn, of Oglethorpe.

So the motion to adjourn was lost.

Mr. Seward moved the following as an additional Section, to become the second section, to wit:

*And be it further enacted by the authority aforesaid,*  
That the Western and Atlantic Railroad and the income therefrom, shall be the basis of security for the payment of said bonds, without the pledge of the faith of the State, or resorting to the imposition of taxes upon the people for the payment thereof;

Whereupon, on the call of Mr. Seward, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 26, nays 52.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	McLain,
Cannon,	Merrell,
Castens,	Morris,
Christie,	Phillips,
Cobb, of Dooley,	Raulerson,
Culler,	Roberts,
Fowler,	Robinson, of Laurens,
Gilmore,	Seward,
Hall,	Shewmake,
Hussey,	Staten,
Langmade,	Sumner,
Lott,	Tift,
McDougald,	Tillman, of Tattnall.

Those voting in the negative are Messrs.

Allred,	Hendrick,
Anderson, of Wilkes,	Henly,
Armstrong,	Henry,
Bailey,	Irvin, of Wilkes,
Bartow,	Janes,
Barr,	Lane,
Baugh,	Lewis,
Brinson,	Lochlin,
Bulloch,	Loveless,
Byrd,	McAfee,
Cameron, of Chattooga,	McFarland,
Cameron, of Telfair,	Milledge,
Chastain,	Moon,



Clark, of Stewart,	Morel,
Daniel,	Perkins,
Dawson, of Putnam,	Pickett,
Dyer,	Pierce,
Erwin, of Forsyth,	Richardson,
Fannin,	Smith, of Hancock,
Felton,	Stephens,
Floyd,	Thornton,
Fuller,	Trippe,
Grant,	Waldhour,
Harris, of Clarke,	Wofford,
Harris, of McIntosh,	Winn, of Gwinnett,
Harper,	Wynn, of Oglethorpe.

So the amendment was rejected.

Mr. Tift moved an amendment providing that the election of Superintendent, Treasurer and Auditor, &c., should be by the people, on the first Monday in October, 1853, and first Monday in every second year thereafter.

The Chair ruled the amendment out of order.

Mr. Tift appealed from the decision of the Chair, and on the question being put, "shall the decision of the Chair stand as the judgment of the House?" the same was decided in the affirmative.

Mr. Seward moved the following as an additional Section, to wit:

*And be it further enacted by the authority aforesaid,* That if the Superintendent, officer, or other agent connected with the Western and Atlantic Railroad, shall make or contract any debt chargeable to said Road, which shall remain unpaid thirty days, he or they shall be guilty of a misdemeanor, and upon conviction thereof, shall be imprisoned at hard labor in the Penitentiary, for not less than one nor more than four years.

Whereupon, on the call of Mr. Seward, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 21, nays 55.

Those voting in the affirmative are Messrs.

Barlow,	McDougald,
Cameron, of Telfair,	McLain,
Cannon,	Merrell,
Christie,	Phillips,
Cobb, of Dooly,	Raulerson,
Culler,	Robinson, of Laurens,
Fowler,	Seward,
Hall,	Shewmake,
Langmade,	Sumner,
Lewis,	Tillman, of Tattnall,
Lott,	

Those voting in the negative are Messrs.

Allred,	Hussey,
Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Janes,
Bailey,	Lane,
Bartow,	Lochlin,
Barr,	Loveless,
Baugh,	McAfee,
Brinson,	McFarland,
Bulloch,	Milledge,
Byrd,	Moon,
Cameron, of Chattooga,	Morel,
Clark, of Stewart,	Perkins,
Chastain,	Pickett,
Daniel,	Pierce,
Dawson, of Putnam,	Richardson,
Dyer,	Roberts,
Erwin, of Forsyth,	Smith, of Hancock,
Fannin,	Staten,
Felton,	Stephens,
Floyd,	Thornton,
Gilmore,	Thurmond,
Grant,	Tift,
Harris, of Clarke,	Trippe,
Harris, of McIntosh,	Waldhour,
Harper,	Wofford,
Hendrick,	Winn, of Gwinnett,
Henly,	Wynn, of Oglethorpe,
Henry,	

So the amendment was rejected.

Mr. Meriwether moved the following as an additional Section, to wit :

*And be it further enacted,* That after defraying the usual and necessary expenses of the Western and Atlantic Railroad, and defraying the expenses of re-laying such parts of the said Road as may become necessary, and which are not provided for by this Bill, the income of the Road shall be paid into the Treasury, and become a fund to extinguish the interest and principal of the public debt charged upon said income.

Which was agreed to.

Mr. McDougald moved the following as an additional Section, to wit :

*And be it further enacted,* That no member of this Legislature shall be appointed Superintendant of said Western and Atlantic Railroad.

Whereupon, on the call of Mr. McDougald, and the se-

cond of Mr. Seward, the yeas and nays were required to be recorded, and are—yeas 12, nays 61.

Those voting in the affirmative are Messrs.

Barlow,	Raulerson,
Culler,	Roberts,
Hussey,	Robinson, of Laurens,
Langmade,	Seward,
McDougald,	Tift,
McLain,	Tillman, of Tattnall.

Those voting in the negative are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Henry,
Anderson, of Wilkes,	Irvin, of Wilkes,
Armstrong,	Janes,
Bailey,	Lane,
Bartow,	Lewis,
Barr,	Lochlin,
Baugh,	Lott,
Brinson,	Loveless,
Bulloch,	McAfee,
Byrd,	McFarland,
Cameron, of Chattooga,	Milledge,
Cameron, of Telfair,	Merrell,
Cannon,	Moon,
Chastain,	Morris,
Christie,	Perkins,
Clark, of Stewart,	Phillips,
Cobb, of Dooly,	Pierce,
Daniel,	Richardson,
Dawson, of Putnam,	Smith, of Hancock,
Dyer,	Staten,
Erwin, of Forsyth,	Stephens,
Felton,	Sumner,
Floyd,	Thornton,
Gilmore,	Thurmond,
Grant,	Trippe,
Hall,	Waldhour,
Harris, of Clarke,	Wofford,
Harris, of McIntosh,	Winn, of Gwinnett,
Harper,	Wynn, of Oglethorpe,
Hendrick,	

So the amendment was rejected.

Mr. Bartow moved the “previous question” and was seconded by the House.

The main question being then put, “Will the House

agree to the Report of the Committee as amended" the same was agreed to ;

The Bill was read the third time, and on the question "Shall this bill now pass?" on the call of Mr. Seward and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 46, nays 27.

Those voting in the affirmative are Messrs.

Allred,	Henly,
Anderson, of Wilkes,	Henry,
Armstrong,	Irvin, of Wilkes,
Bailey,	Janes,
Bartow,	Lane,
Barr,	Lochlin,
Byrd,	Loveless,
Cameron, of Chattooga,	McAfee,
Chastain,	McFarland,
Clark, of Stewart,	Milledge,
Daniel,	Moon,
Dawson, of Putnam,	Perkins,
Dyer,	Richardson,
Erwin, of Forsyth,	Roberts.
Fannin,	Smith, of Hancock,
Felton,	Stephens,
Floyd,	Thornton,
Gilmore,	Tift,
Grant,	Trippe,
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Wofford,
Harper,	Winn, of Gwinnett,
Hendrick,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Anderson, of Franklin,	Lott,
Baugh,	McLain,
Brinson,	Merrell,
Bulloch,	Phillips,
Cameron, of Telfair,	Pickett,
Cannon,	Pierce,
Christie,	Raulerson,
Cobb, of Dooly,	Robinson, of Laurens,
Culler,	Seward,
Fowler,	Staten,
Hall,	Sumner,
Hussey,	Thurmond,
Langmade,	Tillman, of Tattnall.
Lewis,	

So the bill was passed under the title thereof.

The House then adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment, and took up the Report on the Bill to alter and amend the twelfth section of the thirteenth division of the Penal Code of this State, and for other purposes therein contained; and agreed thereto.

By unanimous consent, Mr. McDougald amended the Bill by adding after the word "wounding" in the first section, the words "or by cruel and unnecessary biting or tearing with dogs."

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to change the line of the Western and Atlantic Rail Road, so as to run through the town of Cassville.

Mr. Tift moved to amend the Bill by adding at the end of the second section the following proviso, to-wit:

*Provided*, That the Engineer and Superintendant shall determine that said change can be made without cost to the State, and without detriment to the interests of the State Road.

Whereupon, on the call of Mr. Wofford and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are—yeas 31, nays 42.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes.	Langmade,
Armstrong.	Lewis,
Brinson,	Lochlin,
Bulloch,	McComb,
Cameron, of Telfair.	McFarland,
Christie,	Morris,
Cobb, of Dooly,	Phillips,
Dawson, of Putnam,	Raulerson,
Fowler,	Roberts,
Gilmore,	Smith, of Hancock,
Hall,	Tift,
Harris, of Clarke,	Tillman, of Tattnall,
Harper,	Waldhour,
Hendrick,	Williford,
Irvin, of Wilkes,	Wynn, of Oglethorpe.
Lane,	

Those voting in the negative, are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Lott,
Bailey,	Loveless,
Bartow,	McAfee,
Barr,	McDougald,
Barlow,	McLain,
Baugh,	Milledge,
Byrd,	Merrell,
Cameron, of Chattooga,	Moon,
Cannon,	Morel,
Chastain,	Perkins,
Clark, of Stewart,	Pickett,
Daniel,	Pierce,
Dyer,	Shewmake,
Erwin, of Forsyth,	Staten,
Felton,	Sumner,
Floyd,	Thornton,
Grant,	Thurmond,
Harris, of McIntosh,	Trippe,
Henly,	Wofford,
Henry,	Winn, of Gwinnett.

So the amendment was rejected.

Mr. Clark, of Stewart, moved to amend the Bill by adding after the first section, the following proviso, to-wit:

*“Provided, That sufficient guaranties be entered into, to be approved by the Superintendent for the payment of whatever expense the State may sustain by the change of said road as aforesaid;”*

The Report as amended was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill, to require the Receivers of Tax Returns in this State, to make out and return to the Comptroller General, separate list other than the regular returns of the several lots of land given in, in their respective counties, by persons owning lands situated in other counties besides the counties in which the persons giving in reside, and to require the Comptroller General to consolidate the said separate returns, furnished from the several counties in this State, and publish the names of the owners thereof, their residence and the number of the same, also, the district and counties in which they are situated, and for other purposes therein mentioned.

Mr. Trippe moved to amend by striking out the caption of said Bill, and insert in lieu thereof, the following, to-wit:

A Bill to define the manner in which the Receiver of Tax Returns in the several counties of this State, shall make their returns of lands lying out of the counties in which the same may be returned:

Which was received.

The Report as amended, was then agreed to.

The Bill was read the third time, and on the question "Shall this Bill now pass"—on the call of Mr. Lott, and the second of Mr. McDougald, the yeas and nays were required to be recorded, and are, yeas 19, nays 54.

Those who voted in the affirmative, are Messrs.

Cameron, of Telfair,	Roberts,
Cobb, of Dooley,	Shewmake,
Erwin, of Forsyth,	Smith, of Hancock,
Gilmore,	Staten,
Grant,	Sumner,
Janes,	Thurmond,
Lott,	Tift,
Merrell,	Trippe,
Morris,	Waldhour.
Pickett,	

Those who voted in the negative, are Messrs.

Allred,	Harper,
Anderson, of Franklin,	Hendrick,
Anderson, of Wilkes,	Henly,
Armstrong,	Henry,
Bailey,	Irvin, of Wilkes,
Bartow,	Lane,
Barr,	Langmade,
Barlow,	Lewis,
Baugh,	Lochlin,
Brinson,	Loveless,
Bulloch,	McAfee,
Byrd,	McComb,
Cameron, of Chattooga,	McDougald,
Cannon,	McFarland,
Castens,	McLain,
Chastain,	Milledge,
Christie,	Moon,
Clark, of Stewart,	Morel,
Daniel,	Perkins,
Dawson, of Putnam,	Phillips,
Dyer,	Pierce,
Felton,	Raulerson,
Floyd,	Thornton,

Fowler,	Tillman, of Tattnall,
Hall,	Wofford,
Harris, of Clarke,	Winn, of Gwinnett,
Harris, of McIntosh,	Wynn, of Oglethorpe.

So the Bill was lost

The House took up the Report on the Bill to stop the running of the Statute of Limitations, &c.

The Committee on the Judiciary proposed the following amendment, to-wit :

To strike out the phrases "or to parts unknown," and "or until his or her place of residence is ascertained ;" and the same was agreed to.

Mr. Thurmond moved to amend the caption of the Bill by striking out the words "or to parts unknown ;" and the same was agreed to.

The Report of the Committee of the Whole as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof, as amended.

The House took up the Report on the Bill to compel the Clerks of the Superior and Inferior Courts and the Courts of Ordinary of the several counties of this State, to buy a seal of office for each of said Courts ; and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House went into Committee of the Whole, Mr. Floyd in the Chair, on the Bill to indemnify the county of Liberty, for expenses incurred in preventing the spread of the Small Pox, in the year of 1851 ; and having spent some time therein, the Committee rose and reported the same back to the House with amendments.

On motion of Mr. Henry, the same was postponed indefinitely.

The House took up the Report of the Committee on the Bill to amend an Act, entitled an Act, to protect Religious Societies in the exercise of their religious duties ; approved, December 13th, 1792 ; and agreed thereto.

The Bill was read the third time and lost.

The House took up the Report on the Bill for the relief of George K. Holloway, of Laurens county.

Mr. Perkins moved to amend the same by the following additional section, to wit :

*And be it further enacted by the authority aforesaid,*  
That Susan Stanley, formerly Susan Jackson, he and she is hereby fully and completely released and relieved from all legal disabilities or liabilities, which she may now be under by virtue of a divorce granted her husband, Wil-



liam Stanley, in the Superior Court of the county of Houston, in said State, and that any marriage contract which the said Susan has made, or may hereafter make (not contrary to the laws now of force regulating marriage) is hereby made valid and binding in law ;

Which was agreed to.

The Report as amended was then agreed to.

The Bill was read the third time and lost.

The House went into Committee of the Whole, Mr. Milledge in the Chair, on the Bill to endow the Southern Botanic Medical College, at Macon, Ga., and having spent some time therein, the Committee rose and reported the same back to the House, with amendments.

The Report of the Committee was taken up.

The Committee proposed to fill the blank in the first Section with the word "five," and the same was agreed to.

The Committee proposed to strike out in the second section the word "January," and insert the word "March," and the word "July," and insert the word "September."

And the same was agreed to.

The Committee moved further to amend by the addition of the following section, to wit :

*And be it further enacted,* That one student from each Congressional District in this State, shall be entitled to receive instruction necessary for graduation in said College, free of charge—said students to be selected, and all vacancies in said number to be filled by the Faculty of said Institution ;

And the same was agreed to.

The Report of the Committee, as amended, was then agreed to.

The Bill was read the third time, and on the question "Shall this bill now pass?" on the call of Mr. Lochlin and the second of Mr. Bailey, the yeas and nays were required to be recorded, and are—yeas 33, nays 37.

Those voting in the affirmative are Messrs.

Allred,  
Anderson, of Wilkes,  
Bailey,  
Bulloch,  
Cannon,  
Castens,  
Chastain,  
Dawson, of Putnam,  
Dyer,  
Fannin,  
Felton,

Lewis,  
Lochlin,  
Loveless,  
McAfee,  
McDougald,  
Milledge,  
Moon,  
Perkins,  
Phillips,  
Pickett,  
Pierce,

Floyd,	Smith, of Hancock,
Fowler,	Trippe,
Harper,	Waldhour,
Irvin, of Wilkes,	Winn, of Gwinnett,
Lane,	Wynn, of Oglethorpe.
Langmade,	

Those voting in the negative are Messrs.

Anderson, of Franklin,	Janes,
Bartow,	Lott,
Barlow,	McComb,
Baugh,	McFarland,
Brinson,	McLain,
Byrd,	Merrell,
Cameron, of Telfair,	Morel,
Christie,	Morris,
Clark, of Stewart.	Raulerson,
Cobb, of Dooly,	Roberts,
Culler,	Shewmake,
Daniel,	Staten,
Gilmore,	Sumner,
Hall,	Thornton,
Harris, of Clarke,	Thurmond,
Harris, of McIntosh,	Tift,
Hendrick,	Tillman, of Tattnall,
Henly,	Williford.
Henry,	

So the Bill was lost.

On motion of Mr. Cannon, the Order was suspended, and he introduced a Bill to appropriate money to lay out and put in good order a road at or near Josiah Carter's, in Union county, and to run up to the Hiwassee river, and thence down Dick's Creek, by way of Edly Powell's, and to intersect at or near Jim Jones' with the Athens road, the most practicable route;

Which was read the first time.

Mr. McComb moved to suspend the Order.

The Order was suspended, and Mr. McComb introduced a Bill to require the Governor to supply the Halls of the Capitol with new chairs and desks;

Which was read the first time.

The House then adjourned until half-past nine o'clock, to-morrow morning.

SATURDAY, DEC. 27, 1851.

Mr. Russell moved to reconsider so much of the Journal of yesterday as relates to the refusal by the House to pass the Bill to amend an Act entitled an Act to protect Religious Societies in the exercise of their religious duties, approved December 13th, 1792;

The House agreed to reconsider.

Mr. Seward moved to reconsider so much of the Journal of yesterday as relates to the refusal by the House to pass the Bill to endow the Southern Botanic Medical College, at Macon, Georgia;

Whereupon, on the call of Mr. Bartow and the second of Mr. Gilmore, the yeas and nays were required to be recorded, and are—yeas 43, nays 35.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	McAfee,
Bailey,	McComb,
Bellinger,	McDougald,
Bulloch,	Milledge,
Cameron, of Chattooga,	Moon,
Cannon,	Morris,
Chastain,	Perkins,
Culler,	Phillips,
Dawson, of Putnam,	Pickett,
Erwin, of Forsyth,	Pierce,
Fannin,	Roberts,
Felton,	Robinson, of Laurens,
Floyd,	Russell,
Fowler,	Seward,
Fuller,	Stephens,
Harris, of McIntosh,	Thornton,
Harper,	Tillman, of Tattnall,
Hussey,	Trippe,
Irvin, of Wilkes,	Wofford.
Lane,	Winn, of Gwinnett,
Lewis,	Wynn, of Oglethorpe.
Loveless,	

Those voting in the negative are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Henry,
Armstrong,	Janes,
Bartow,	Lott,
Barr,	McFarland,
Barlow,	McLain,

Baugh,	Merrell,
Brinson,	Raulerson,
Byrd,	Reeves,
Christie,	Richardson,
Cobb, of Dooly,	Shewmake,
Daniel,	Smith, of Hancock,
Dyer,	Staten,
Gillmore,	Sumner,
Grant,	Thurmond,
Hall,	Tift,
Harris, of Clarke,	Waldhour,
Hendrick,	Williford.

So the House agreed to reconsider.

Mr. Russell moved to reconsider so much of the Journal of yesterday as relates to the action of the House on the Bill in reference to the equipment and construction of the Western and Atlantic Railroad, &c.

Mr. Bartow moved the previous question, and was seconded by the House.

The main question being then put, "Will the House agree to reconsider?" the same was decided in the negative.

Mr. Chastain moved to reconsider so much of the Journal of yesterday as relates to the rejection by the House of the Bill to define the manner in which the Receiver of Tax Returns in the several counties of this State shall make their returns of lands lying out of the counties in which the same may be returned;

The House agreed to reconsider.

Mr. Seward moved to discharge the Special Order of the Day, which was the Bill defining the duties of the Ordinary, and make the same the Special Order for Monday next;

Which motion was lost.

The House then went into the consideration of the Special Order of the Day, which was the Bill defining the duties of the Ordinary.

The motion pending was the receiving the substitute offered by Mr. Trippe, in lieu of the fourth section of said Bill.

Mr. Trippe moved to amend his substitute by the following proviso, to come in immediately before the proviso already attached to said amendments, to wit:

That when appeal is entered in said causes it shall be heard and determined in the Superior Court of the county in which said Ordinary, who is a party thereto, shall reside at the time said suit was instituted; which was received.

Pending the consideration of said Bill, the following message was received from the Senate, by Mr. Glenn, their Secretary :

MR. SPEAKER: The Senate has passed the following Bills :

A Bill to appoint Trustees for the Camden County Academy ;

Also, a Bill to authorize the levying a Tax for the purpose of building a Jail in Blairsville, in the county of Union.

The Senate has also passed the following Bill of the House of Representatives :

A Bill for the relief of married women whose husbands have deserted them.

The Senate has also passed the following Bills of the House with amendments, to which they ask the concurrence of the House of Representatives :

A Bill to amend the Attachment laws of this State ;

Also, a Bill to define the amount and mode of the payment of witnesses in all civil and criminal cases, so far as relates to the counties of Decatur and Lumpkin.

Mr. Milledge presented the following resolution :

*Resolved*, That on account of the sickness of T. Sturgis, as Clerk, R. S. Lanier be appointed Clerk *pro tem.* ;

Which was taken up and agreed to.

The House again resumed the consideration of said Bill to define the duties of Ordinary.

Mr. Bartow moved to amend the fourth section by inserting after the words "enacted that," the words "that from from and after the expiration of the first term of office of the Ordinary of this State ;" and by inserting after the words "and before the said Ordinary," the words "after the second election for said office of Ordinary ;"

Which motion prevailed.

Mr. Tift offered the following as a substitute, in lieu of the substitute offered by Mr. Trippe, to wit :

*And be it further enacted*, That all Letters of Guardianship, or Administration, or Executorship, of estates which may be vested in any person who may be elected Ordinary of any County, such Letters of Guardianship, or Administration, or Executorship of estates, shall by virtue of any election and commission as Ordinary, vest in the Clerk of the Superior Court of said county, during the term for which said Ordinary may have been elected, and the returns of such Clerk to the Court of Ordinary shall be examined by the Judge of the Superior Court at least once in every year, to see that the said estates have been properly administered ; and before the said Ordinary shall enter upon the duties of his office, he shall take and sub-

scribe an oath, that he does not hold in his hands any property, money, or choses in action as Executor, Administrator or Guardian, in the county of his residence, but has turned over all such effects to the Clerk of the Superior Court, as required by law.

Mr. Harris, of Clarke, offered the following resolution, to wit:

*Resolved*, That a Committee, to consist of five, be appointed to prepare and report to the House of Representatives at their earliest convenience, a substitute to carry into effect the amendment of the Constitution providing for the election of an Ordinary for each county, and that the original Bill introduced into the House, together with the substitute presented by the Judiciary Committee, and all the amendments proposed, be referred to said Committee.

On motion of Mr. Harris, of Clarke, the same was taken up and agreed to.

The Committee appointed by the Chair under the resolution, are Messrs. Harris, of Clarke, Seward, Stephens, Bartow and Trippe.

On motion of Mr. Harris, of Clarke, Mr. Meriwether was added to the Committee, and the House adjourned until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Floyd moved to suspend the Order and take up messages of the Senate reporting Bills of the House amended by the Senate;

Which motion prevailed.

The House took up the amendments of the Senate to the Bill of the House, for the relief of Executors, Administrators and Guardians, and to authorize the Court of Ordinary in this State to grant them Letters Dismissory in cases therein specified, and to point out the mode of paying the commissions to the same, and for other purposes;

The same were rejected.

The House took up the amendments of the Senate to the Bill of the House to prevent the killing of deer at certain seasons of the year in the county of Carroll, and agreed thereto.

The House took up the amendments of the Senate to the Bill of the House to change the name of the Relief Society of the Georgia Annual Conference of the Methodist Episcopal Church South, to that of the Preachers' Aid

Society of the Georgia Conference, and agreed thereto.

The House took up the amendments of the Senate to the Bill of the House to appropriate money for the improvement of the navigation of the Coosa River between Rome and the boundary line between the States of Georgia and Alabama, and to appoint Commissioners for that purpose, and agreed thereto.

The House took up the amendments of the Senate to the Bill of the House to incorporate the town of Antioch, in Troup county, and to provide for the election of Intendant and Commissioners for the same, and to define their powers, and for other purposes therein mentioned, and agreed thereto.

The House took up the amendments of the Senate to the Bill of the House to establish election precincts at the places of holding Justices Courts in the counties of Gwinnett, Cass, Gordon, Forsyth, Clinch, Murray, Scriven, Bulloch, Crawford, Pike, Spalding, Emanuel and Jones; and agreed thereto.

The House took up the amendments of the Senate to the Bill of the House to lay out and form a new county out of the county of Murray, and to organize the same, and agreed thereto.

The House took up the amendments of the Senate to the Bill of the House to define the amount and mode of the payment of witnesses in all civil and criminal cases, so far as relates to the counties of Decatur and Lumpkin, and agreed thereto.

The House took up the amendments of the Senate to the Bill of the House to amend the Attachment laws of this State, and agreed thereto.

Mr. Dawson, from the Committee on Enrolment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Act, to wit:

An Act for the relief of married women whose husbands have deserted them.

Leave of absence was granted to Mr. Lott on account of sickness in his family.

On motion of Mr. Henry, the Order was suspended, and the following Bills of the Senate were severally taken up and read the first time, to wit:

A Bill to incorporate the Baptist Church in the town of Marietta, in the county of Cobb, and to appoint Trustees for the same; and to incorporate the Pisgah Baptist Church in the county of Floyd; also, to incorporate the Baptist Church of Christ, in Fayette county, and appoint Trustees for the same.

A Bill to alter and amend the Militia Laws of Georgia,

so far as they relate to the First Regiment, First Brigade, First Division, &c.

A Bill to organize a Volunteer Battalion in the city of Savannah, to be called the Independent Volunteer Battalion of Savannah.

A Bill to add lot of land number 62, in the 7th district of originally Baldwin, now Twiggs county, to the county of Bibb.

A Bill to authorize Rhalsa McCrone to build a bridge across Ogeechee river, and crossing the swamps thereof on his own land in the counties of Bulloch and Scriven.

A Bill to incorporate the Sweet Water Manufacturing Company.

A Bill to incorporate the Coosa and Chattooga River Railroad Company.

A Bill to regulate the advertisement of Clerks and Sheriffs and other officers, and to provide for the preservation of newspapers containing the same, and for other purposes.

A Bill to regulate the practice of the Supreme Court and of the Superior Courts of this State, and for other purposes, &c.

A Bill in relation to the issuing of change bills and private banking, to punish the same, and to authorize the Banks of this State to issue bills of certain denominations.

A Bill to amend the several Acts now of force regulating the fees of Magistrates and Constables, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for collecting the same.

A Bill to limit the time for taking out grants to the State's half and the informer's half of any lot of land fraudulently drawn in any of the land and gold lotteries in this State, and to provide for the granting of the same after the expiration of said time.

A Bill to change the name of Margaret Jane Brooks to that of Margaret Jane Chappell, to make her the heir at law of John B. and Margaret W. Chappell.

A Bill to authorize the Savannah and Ogeechee Canal Company to extend their Canal to the Altamaha river.

A Bill to secure to Walter T. Colquitt and others, the use of that part of the water of the Chattahoochee river belonging to the State, at and about the city of Columbus, and for other purposes therein mentioned.

A Bill to alter and amend the 27th Section of the 10th division of the Penal Code.

A Bill to alter and amend the first section of an Act entitled an Act to alter and amend the several Acts in relation to Itinerant Traders, and to prescribe the mode of



obtaining license, approved November 27th, 1845, so far as respects the county of Lee.

A Bill to amend an Act, to amend an Act entitled an Act amendatory of, and in addition to the various Acts heretofore passed in reference to the city of Savannah, approved December 8th, 1849, to allow an appeal to a Special Jury in the Superior Court of Chatham county from any decision made under the sixth section of that Act; and also to provide for the registry of the names of all persons entitled to vote for Mayor and Aldermen, &c.

A Bill to change the name of John Sheahan in the county of Chatham, to the name of John Theodore McFarland, and to allow and qualify the said John under the name of John Theodore McFarland to inherit property from John McFarland of Chatham county.

A Bill to authorize a grant to issue to Henry S. Roberts for a certain lot of land, and for other purposes.

A Bill to authorize and require the Inferior Courts of Cherokee county to allow to the Tax Collectors of said county their Insolvent lists.

A Bill for the relief of Teachers of poor children of the county of Hall, for the years 1844 and 1846.

A Bill to incorporate the Georgia Mechanical and Manufacturing Institute of the State of Georgia, and to confer certain privileges on the same.

A Bill to incorporate the Griffin Synodical College, and to grant to such incorporation certain rights, immunities and privileges.

A Bill to extend the corporate limits of the town of Eatonton, to regulate licenses therein, to fix the time for the election of Commissioners, and for other purposes.

A Bill to authorize the Justices of the Inferior Court of Cobb county to cause a new Court House built in said county, and for other purposes therein named.

A Bill to incorporate the village of Cave Spring, in the county of Floyd, and to provide for the election of commissioners for the same; and to amend an Act entitled an Act to incorporate the Manual Labor School at Cave Spring, Vann's Valley, Floyd county, Georgia, assented to 21st December, 1839.

A Bill to limit the lien of Judgments rendered in any of the Courts of this State.

A Bill to incorporate the Atlanta Lodge No. 59; Perry Chapter No. 18, in Perry, Houston county; Houston Lodge No. 35; Thurmond Lodge No. 107; Lincoln Lodge No. 78; Thomaston Chapter No. 29, and Morning Star Lodge No. 27, of Free and Accepted Masons; and Greensborough Division No. 67, Sons of Temperance; and Ringgold Lodge, No. —, of Free and Accepted Masons.

A Bill to incorporate Mount Zion Academy, in the county of Murray, and the Hawkinsville Academy, and to appoint Trustees therefor; and the Fort Valley Female Seminary, or High School.

A Bill to amend the several Acts incorporating Oglethorpe University, &c.

A Bill amendatory of so much of an Act of the General Assembly assented to in 1847, as to authorize the City Council of Milledgeville to levy and raise a tax assessed on the value of real estate, owned or leased for a term of years, within the corporate limits of said city, so as to extend the time within which to raise an amount to pay subscription of said city for stock in the Milledgeville and Gordon Railroad.

A Bill to amend an Act entitled an Act to lay off and divide the State into Eight Congressional Districts.

A Bill to amend an Act passed the 23d day of December, 1826, granting to the corporate authority of the town of Macon, a certain tract of land adjoining said town, &c.

A Bill to authorize the Commissioners of Public Roads to shut up permanently the creek between the White Marsh and Oatland Islands.

A Bill to alter and amend an Act entitled an Act to incorporate the Muscogee Asylum for the Poor, &c.

A Bill to alter and change the lines between the counties of Lee and Sumpter, &c.

The House adjourned until half past nine o'clock, Monday morning.

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MONDAY, DEC. 29, 1851.

Mr. Dawson moved to suspend the rule in order to introduce a resolution.

The Order being suspended, Mr. Dawson, of Putnam, introduced the following resolution, to wit:

*Resolved*, That a Joint Committee from the Senate and House of Representatives be appointed to examine into the quantity of business before the Senate and House of Representatives, what number of Clerks are necessary to be employed in each office in each House, and the value of the services of each, and to report the facts.

On motion of Mr. Dawson, the Rule was suspended and the same was taken up and agreed to.

The Committee appointed by the Chair under the resolution, on the part of the House, are Messrs. Dawson of Putnam, Floyd, Tift, Barlow, and Harris of Clarke.

Mr. Bloodworth moved to suspend the Rule in order to introduce new matter;

Which motion was lost.

Mr. Harris, of Clark, from the Special Committee to whom was referred the Bill defining the duties, together with the substitute presented by the Judiciary Committee, with all the amendments proposed thereto, with instructions to report a substitute for the organization of said office of Ordinary, reported the same back to the House, recommending the adoption of the three sections of the Bill already received by the House, and also recommending additional sections for adoption.

The House then took up the Special Order of the Day, which was the report on the Bill to carry into effect the amended Constitution of this State, in reference to the Ordinaries of said State, and for other purposes.

The various substitutes offered by Messrs. Stephens, Harper and Tift having been withdrawn, the motion then was on the receiving the substitute offered by Mr. Trippe, in lieu of the 4th section of the Bill;

Which motion was lost.

The Special Committee then offered the following as a substitute in lieu of the 4th Section of the Bill, to wit:

SEC. 4. *And be it further enacted*, That upon the first election for Ordinaries in this State, any person who may be elected shall not be disqualified for said office, by reason of his being, at the time of his election, an Executor, Administrator or Guardian, but immediately upon his qualification for said office, his letters testamentary, or of Administration, or Guardianship, shall abate, and in cases where such Ordinary has received such letters upon his own application, it shall be his duty forthwith to issue a citation calling upon all persons interested in such estate or ward, to appear and apply for letters, which shall be granted in accordance with all the provisions of law regulating the granting of such letters; and if no application be made, the administration of such estate, or Guardianship, shall devolve upon the Clerk of the Superior Court of the county; and in cases where such Ordinary may, by virtue of any former office held by him, have been appointed Administrator or Guardian, the said office and duty shall devolve upon the Clerk of the Superior Court of the county, to whom the proper letters shall be issued, and whose duty it shall be in all cases where such Administration or Guardianship is thrown upon him, to receive from the said Ordinary the estate in his hands, and to make a prompt settlement of the accounts of said Ordinary with said estate; and should said Ordinary neglect or refuse to discharge any of the duties pointed out in this section, he

shall be proceeded against by mandamus at the instance of the Clerk of the Superior Court, or any person acting in behalf of the estate or ward in his custody, and if in any case any Ordinary who may be elected, shall fail justly to account for all estates and moneys in his hands as Executor, Administrator or Guardian, he shall forever after be disqualified to hold said office ;

Which was received.

The fifth Section having been read—

Mr. Meriwether moved to amend the same by inserting in the second line, after the words "Court of Ordinary," the words "or Justices of the Inferior Court ;"

Which motion prevailed.

Mr. Henry moved to amend the same by striking out wherever they occur after the second line, the words "Justices of the Inferior Court ;"

Which motion prevailed.

Mr. Tift moved to fill the blanks by inserting the words "Judge of the Superior Court ;"

Which motion prevailed.

Mr. Harper also moved to amend the same by striking out the words "or Justice of the Peace," wherever they occur ;

Which motion was lost.

Mr. Henry moved further to amend by inserting after the words "former Clerk," wherever they may occur, the words "or the Justices of the Inferior Court ;" also, in the ninth line, before the word "Justice," the words "the Judge of the Superior Court ;"

Which motion prevailed.

Mr. Harper moved further to amend by striking out in the section the word "Sheriff," wherever it may occur ;

Which motion was lost.

Mr. Stephens moved further to amend by striking out the whole section as amended.

Mr. Tift moved further to amend said section by inserting after the word "whereupon," in the eighth line, the words "upon the production of the commission from the Governor as Ordinary of said county ;"

Which motion prevailed.

Mr. Thurmond moved further to amend said section by inserting after the words "if satisfied," the words "that said person making said oath is Ordinary ;"

Which motion prevailed.

The question then recurred on the motion to strike out the whole of said section as amended ;

Whereupon, on the call of Mr. Henry, and the second of Mr. McLain, the yeas and nays were required to be recorded, and are—yeas 35, nays 45.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	Hendrick,
Armstrong,	Henly,
Bailey,	Henry,
Bartow,	Irvin, of Wilkes,
Barlow,	Lane,
Bellinger,	Langmade,
Bloodworth,	McAfee,
Christie,	Merrell,
Clark, of Stewart,	Morehouse,
Cobb, of Dooly,	Nasworthy,
Culler,	Raulerson,
Dawson, of Greene,	Stephens,
Gilbert,	Sumner,
Gilmore,	Thornton,
Harris, of Clarke,	Trippe,
Harris, of McIntosh,	Winn, of Gwinnett,
Harper,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Lewis,
Atkinson,	Loehlin,
Barr,	Loveless,
Baugh,	McFarland,
Brinson,	McLain,
Bulloch,	Milledge,
Byrd,	Moan,
Cameron, of Chattooga,	Morris,
Cameron, of Telfair,	Phillips.
Cannon,	Pierce,
Chastain,	Reeves,
Daniel,	Richardson,
Dawson, of Putnam,	Robinson, of Laurens,
Dyer,	Shewmake,
Erwin, of Forsyth,	Smith, of Hancock,
Floyd,	Thurmond,
Fuller,	Tift,
Grant,	Tillman, of Tattnall.
Gray,	Waldhour,
Hall,	Williford,
Hussey,	Wofford.

So the motion was lost.

The following message was received from the Senate, by Mr. Glenn, their Secretary :

MR. SPEAKER: The Senate has passed the following bills:

A Bill to incorporate the Oglethorpe Bridge and Turnpike Company, and to punish those who may wilfully injure the same.

Also, a Bill for the relief of the teachers of poor children.

Also, a Bill to compel all agencies of Banks of other States established in this State, to take out a license to do business, and to pay into the Treasury a tax therefor.

Also, a Bill to repeal an Act, approved December 24th, 1847, to compel persons owning or holding plantations or negroes in any county in this State, and not residing therein, to give in and pay tax for the same in said county.

Also, a Bill to incorporate a Bank in the city of Atlanta, to be called the Bank of Atlanta.

Also, a Bill to extend the provisions of the Act of the 14th of December, 1849, to the 25th of December, 1862, so far as to authorize the granting of land on Head Rights.

The Senate has also passed the following Bills of the House with amendments, to which they ask the concurrence of the House of Representatives.

A Bill to relieve and indemnify Seaborn Jones, &c.

Also, a Bill to add a part of the counties of Murray and Floyd to the county of Gordon; and to add a part of the county of Randolph to the county of Stewart.

The Senate has also concurred in the following resolutions of the House of Representatives.

A Resolution authorizing His Excellency the Governor, to furnish each member of the General Assembly with a copy of the Acts and Journals of the present session of the Legislature.

Also, a Resolution in relation to the establishment of a mail communication between Bainbridge, Ga., and Apalachicola, Fla.

Also, a Resolution authorizing His Excellency the Governor, to withdraw the block of marble transmitted to the Washington Monument by the late Governor of this State as a donation from the State of Georgia.

The Senate insists upon its amendments to the Bill of the House, for the relief of Executors, Administrators and Guardians.

The sixth section having been read—

Mr. Meriwether moved to amend the same by striking out the repealing clause;

Which motion prevailed.

The Special Committee moved the following as an additional section to the Bill, to come in as the fifth section, to wit:

*And be it further enacted,* That the Ordinary, after his election and qualification, shall not receive any estate in his hands, as Administrator, Executor or Guardian, during his continuance in office ; and from and after the expiration of the first term of office of the Ordinary, no Executor, Administrator or Guardian, while he holds such office in the county of his residence, shall be qualified or competent to hold the office of Ordinary.

Mr. Trippe moved to amend the same by striking out all the section after the words “continuance in office ;”

Whereupon, on the call of Mr. Trippe, and the second of Mr. McLain, the yeas and nays were required to be recorded, and are—yeas 36, nays 46.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	McLain,
Armstrong,	Merrell,
Atkinson,	Moon,
Barlow,	Morehouse,
Bellinger,	Pierce,
Bloodworth,	Roberts,
Bulloch,	Robinson, of Laurens,
Cannon,	Russell,
Christie,	Shewmake,
Cobb, of Dooly,	Smith, of Hancock,
Culler,	Sumner,
Dawson, of Greene,	Thornton,
Gilbert,	Trippe,
Irvin, of Wilkes,	Waldhour,
Janes,	Watts,
Lane,	Williford,
Langmade,	Winn, of Gwinnett,
Lochlin,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Harris, of McIntosh,
Bailey,	Harper,
Bartow,	Hendrick,
Barr,	Henly,
Baugh,	Henry,
Brinson,	Hussey,
Byrd,	Lewis,
Cameron, of Chattooga,	McAfee,
Cameron, of Telfair,	McComb,
Castens,	McFarland,
Chastain,	Milledge,
Clark, of Stewart,	Morris,

Daniel,	Nasworthy,
Dawson, of Putnam,	Phillips,
Dyer,	Raulerson,
Erwin, of Forsyth,	Reeves,
Felton,	Richardson,
Fuller,	Scarlett,
Gilmore,	Staten,
Grant,	Thurmond,
Gray,	Tift,
Hall,	Tillman, of Tattnall.
Harris, of Clarke,	Wofford.

So the motion to strike out was lost.

The question then recurred on receiving the section as offered by the Special Committee ; the same was adopted.

The Special Committee also moved the following additional section, and to be the eighth section, to wit :

*And be it further enacted,* That the said Ordinary shall keep his office at the county site, which office shall be open for the transaction of all business, at all times except Sunday ; *Provided,* That no will shall be admitted to record, or Letters Testamentary, or of Administration or Guardianship, or Letters Dismissory, be granted ; or any order for the sale of real estate or negroes be granted, except at a regular term of the Court ;

Which was adopted.

The Special Committee also moved the following as the ninth section, to wit :

*And be it further enacted,* That the regular terms of said Court shall be held on the first Monday in each month except January, which shall be on the second Monday thereof, which shall be opened and attended as the Court of Ordinary has hitherto been ;

Which was adopted.

The Special Committee moved the following as the tenth section, to wit :

*And be it further enacted,* That the returns for all elections for Ordinary shall be made to the Governor, in the same manner as the returns are now made by law of elections for Justices of the Inferior Court, and the person having the largest number of votes for said office, shall be commissioned, and shall, within ten days after notice is given that said commission has issued, take the oath and give the bond prescribed by this Act, and in default thereof, said office shall be declared vacant by the Justices of the Inferior Court of said county, and the person so failing shall be ineligible to fill said vacancy ;

Which was adopted.



The Special Committee also moved the following as the eleventh section to wit :

*And be it further enacted,* That the Governor, when he issues said commission, shall also issue a dedimus to the Justices of the Inferior Court of the several counties, respectively, authorizing them or a majority, to administer the oath and take the bond herein prescribed. And any one or more of said Justices, who shall receive said dedimus and commission, shall immediately give notice thereof to the person so commissioned ;

Which was adopted.

The Special Committee also moved the following as the twelfth section, to wit :

*And be it further enacted,* That notice of every application for leave to sell real estate or negroes, shall be published in some public gazette weekly for two months, instead of four months as heretofore required, and all notices of the sale of said property shall be published, in the same manner, forty days after said leave is granted, instead of sixty days as heretofore required, which sale shall be on the first Tuesday in the month, and at the Court House, as now required by law :

Which was adopted.

The Special Committee also moved the following as an additional and as the thirteenth section, to wit :

*And be it further enacted,* That any Executor, Administrator *ad collegendum*, shall have power to sell all personal property, other than negroes, after inventory and appraisement upon notice of said sale, as may to the Ordinary seem just and proper.

Mr. Bartow moved to amend by adding the following words, to wit : " provided at least ten days notice be given ; "

Which motion prevailed.

The section, as amended, was then adopted.

The Special Committee also moved the following as an additional and as the fourteenth section, to wit :

*And be it further enacted,* That whenever any vacancy may occur in said office, by death, resignation, or otherwise, it shall be the duty of the Justices of the Inferior Court of the county in which said vacancy may happen, immediately or otherwise, to order an election to be held to fill said vacancy, and give twenty days public notice thereof, and any person who may be elected to fill said vacancy, shall be commissioned in the like manner as his predecessor, for the unexpired term of said office, and shall be entitled to demand, have and receive of and from any Clerk of the Superior Court who may have acted *ex officio* as Ordinary, any and all records and other papers and things appertaining to said office ; and any Clerk of the

Superior Court who shall refuse to deliver the same, shall be liable to rule and attachment in the Superior Court of said county for contempt.

Mr. Thurmond moved to amend the same by adding the following proviso, to wit:

*Provided*, in case of a tie the Justices of the Inferior Court shall order a new election in the same way and manner as in case of a vacancy;

Which motion prevailed.

The Section, as amended, was then adopted.

The Special Committee also moved the following as an additional and as the fifteenth section, to wit:

*And be it further enacted*, That each and every Ordinary, before he shall enter on the duties of his office, shall give bond and security in the sum of two thousand dollars for the faithful discharge of his duties as Clerk, by himself and his deputy, which bond shall be approved by three Justices of the Inferior Court, and be made payable to the Governor for the time being, and his successor in office; and shall be filed and recorded in the same manner as Sheriff's bond, and said Ordinary shall have power to take bond and security from his deputy for the faithful discharge of his duty as such.

Mr. Fuller moved to amend by striking out in the section the sum two thousand dollars, and inserting in lieu thereof the sum five thousand dollars;

Which motion was lost.

The section was then adopted.

The Special Committee also moved the following as an additional and as the sixteenth section, to wit:

*And be it further enacted by the authority aforesaid*, That the Ordinary to be elected as aforesaid, shall, before he is commissioned and enters upon the duties of his office, take and subscribe, before the Justices of the Inferior Court of the county of his residence, or a majority of them, the following Oath or Affirmation: I, A. B., do solemnly swear or affirm, as the case may be, that I will well and faithfully discharge all the duties of Ordinary for the county of ———, during my continuance in office, according to law, to the best of my knowledge and ability, without favor or affection to any party, and that I will only receive my legal fees of office; so help me God. And each and every Deputy appointed under the provisions of this Act, shall take and subscribe a similar Oath before said Justices;

Which was adopted.

The Special Committee also moved the following as an additional and as the seventeenth section, to wit:

*And be it further enacted*, That all bonds relating to

the probate of wills, or the administration and guardianship of estates heretofore required to be payable to the Justices of the Inferior Court when sitting for ordinary purposes, and their successors in office, or to the Inferior Court or the Justices thereof, under whatever name or style, shall from and after the time at which this Act shall take effect, be payable to the Ordinary and his successors in office ;

Which was adopted.

The Special Committee also proposed the following as an additional and as the eighteenth section, to wit :

*And be it further enacted by the authority aforesaid,* That the Ordinary to be elected under the provisions of the above recited amended Constitution, shall be ineligible to hold any other office of profit under the laws of this State during his continuance in office.

Mr. Stephens moved to amend the same by adding the following proviso, to wit :

*Provided,* he may, nevertheless, hold also the office of Clerk of the Inferior Court ;

Which motion prevailed.

The question then recurred on the adoption of the section as amended.

Whereupon, on the call of Mr. Culler, and the second of Mr. Robinson, of Laurens, the yeas and nays were required to be recorded, and are, yeas 64, nays 18.

Those who voted in the affirmative, are Messrs.

• Allred,	Hussey,
Anderson, of Franklin,	Janes,
Bailey,	Langmade,
Bartow,	Lochlin,
Barlow,	Loveless,
Baugh,	McAfee,
Bellinger,	McFarland,
Brinson,	McLain,
Byrd,	Milledge,
Cameron, of Chattooga,	Merrell,
Cameron, of Telfair,	Moon,
Cannon,	Phillips,
Castens,	Pierce,
Chastain,	Raulerson,
Clark, of Stewart,	Reeves,
Cobb, of Dooly,	Richardson,
Daniel,	Roberts,
Dawson, of Greene,	Scarlett,
Dawson, of Putnam,	Shewmake,
Dyer,	Smith, of Hancock,

Erwin, of Forsyth,	Staten,
Felton,	Stephens,
Fuller,	Sumner,
Grant,	Thornton,
Gray,	Thurmond,
Hall,	Tift,
Harris, of Clarke,	Tillman, of Tattnall.
Harris, of McIntosh,	Waldhour,
Harper,	Watts,
Hendrick,	Williford,
Henly,	Wofford,
Henry,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Anderson, of Wilkes,	Irvin, of Wilkes,
Armstrong,	Lane,
Atkinson,	Lewis,
Bloodworth,	Morehouse,
Bulloch,	Morris,
Christie,	Nasworthy,
Culler,	Robinson, of Laurens,
Gilbert,	Trippe,
Gilmore,	Winn, of Gwinnett,

So the section, as amended, was then adopted.

The Special Committee also moved the following as an additional and as the nineteenth section, to wit :

*And be it further enacted*, That no return of any Executor, Administrator or Guardian shall be allowed until after the expiration of thirty days from the filing of the same, and it shall be the duty of the Ordinary to record all vouchers offered with said returns, and return said vouchers to said Executor, Administrator or Guardian on demand for the same, and this Ordinary for recording such vouchers shall be entitled to ten cents for every one hundred words ;

Which was adopted.

The Special Committee also moved the following as an additional and as the twentieth section, to wit :

*And be it further enacted by the authority aforesaid*, That the fees of the Ordinary of the said Court of Ordinary, shall be fifty per centum, in additional to the usual fees now allowed by law to the Clerks of the Court of Ordinary.

Mr. Harris, of Clarke, offered the following as a substitute in lieu thereof, to wit :

*And be it further enacted*, That the fees of said Ordi-

nary for the examination and recording of returns upon estates shall be as follows, to wit: On all estates worth not more than one thousand dollars, the same fee as heretofore allowed for examining and recording a return; on estates worth more than one thousand dollars and not more than five thousand dollars, fifty per centum in addition to such former fee; and on estates worth more than five thousand dollars, double the fee heretofore charged. And all other fees and charges for services rendered by said Ordinary, shall be twenty-five per centum in addition to the fees now fixed by law.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment, and proceeded with the unfinished business of the morning, which was on the Bill defining the duties of an Ordinary, &c.

The motion pending was on receiving the substitute offered by Mr. Harris, of Clarke, in lieu of the twentieth section, proposed as an amendment by the Special Committee.

Mr. Bloodworth offered the following as a substitute in lieu thereof, to wit:

*And be it further enacted,* That the fees of said Ordinary shall be the same as now allowed by law to the Clerk of the Court of Ordinary.

Whereupon, on the call of Mr. Fuller, and the second of Mr. Bloodworth, the yeas and nays were required to be recorded, and are—yeas 40, nays 41.

Those voting in the affirmative are Messrs.

Allred,	Gilmore,
Anderson, of Franklin,	Gray,
Armstrong,	Harris, of McIntosh,
Atkinson,	Henly,
Bailey,	Hussey,
Barr,	Lewis,
Barlow,	Loveless,
Baugh,	McAfee,
Bloodworth,	McFarland,
Brinson,	McLain,
Bulloch,	Moon,
Cameron, of Telfair,	Phillips,
Cannon,	Powell,
Chastain,	Raulerson,

Christie,	Reeves,
Cobb, of Dooly,	Staten,
Culler,	Sumner,
Dawson, of Putnam,	Tillman, of Tattnall,
Fuller,	Watts,
Gilbert,	Williford.

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Milledge,
Bartow,	Merrell,
Bellinger,	Nasworthy,
Byrd,	Perkins,
Cameron, of Chattooga,	Pickett,
Clark, of Stewart,	Pierce,
Daniel,	Ramsay,
Dawson, of Greene,	Roberts,
Dyer,	Robinson, of Laurens,
Erwin, of Forsyth,	Scarlett,
Felton,	Shewmake,
Floyd,	Smith, of Hancock,
Grant,	Stephens,
Hall,	Thornton,
Harris, of Clarke,	Thurmond,
Harper,	Tift,
Hendrick,	Trippe,
Henry,	Waldhour.
Irvin, of Wilkes,	Winn, of Gwinnett,
Lane,	Wynn, of Oglethorpe.
Langmade,	

So the substitute was rejected.

Mr. Tift offered the following as a substitute in lieu of the substitute offered by Mr. Harris, of Clarke, to wit :

*And be it further enacted,* That the fees of Ordinary shall be as follows :

Recording application and granting citation,	-	\$1 50
Signing warrant of appraisement,	-	75
Signing the probate of a will,	-	1 50
Recording a will, or other papers, per one hundred words,	-	10
Recording an appraisement, and recording the same if under \$100,	-	75
If above \$100,	-	1 50
For granting Letters of Administration or Letters Testamentary,	-	3 00
For entering a <i>caveat</i> against administration being granted, or will proven,	-	1 50

For every Marriage License, - - - -	1 50
For writs of partition of land, - - -	4 00
For making out Letters of Guardianship, and taking security, - - - - -	1 50
For every order for the sale of land and copy thereof, -	1 50
For every search, - - - -	20
Issuing Letters of Guardianship, - - -	1 25
Taking a bond for Guardian, - - -	60
Making out and signing Indentures of Apprenticeship, - - - -	1 25
Rule <i>Ni Si</i> in each case, - - - -	60
Rule absolute, in each case, - - -	60
Issuing process against persons charged with mismanagement, in each case, - - -	60
For each additional copy, - - - -	30
For each Subpœna, - - - - -	15
For entering an Appeal and transmitting the proceedings to the Superior Court, - - -	2 50
Examining returns and vouchers, in each case, - -	60
Recording returns of account current, - - -	75
Registering a birth, - - - -	30
Certificate of such registry, - - -	30
Recording Executor's, Administrator's and Guardian's bonds, - - - - -	75

In all other cases where services are required to be performed by the several Ordinaries, or the Clerks, in this State, and no fees are given by law, the said Ordinaries or the Clerks shall be entitled to receive the same fees as the Clerks of the Superior and Inferior Courts are.

Whereupon, on the call of Mr. Clark of Stewart, and the second of Mr. Lane, the yeas and nays were required to be recorded, and are—yeas 24, nays 59.

Those voting in the affirmative are Messrs.

Allred,	Grant,
Anderson, of Franklin,	Gray,
Bailey,	Hall,
Barr,	Harris, of McIntosh,
Cameron, of Telfair,	Henry,
Cannon,	Hussey,
Chastain,	Langmade,
Christie,	McLain,
Cobb, of Dooly,	Pierce,
Culler,	Raulerson,
Erwin, of Forsyth,	Sumner,
Gilbert,	Tift.

Those voting in the negative are Messrs.

Anderson, of Wilkes,	Loveless,
Armstrong,	McAfee,
Atkinson,	McFarland,
Bartow,	Milledge,
Barlow,	Merrell,
Baugh,	Moon,
Bellinger,	Morehouse,
Bloodworth,	Nasworthy,
Brinson,	Phillips,
Bulloch,	Pickett,
Byrd,	Powell,
Cameron, of Chattooga,	Ramsay,
Clark, of Stewart,	Reeves,
Daniel,	Richardson,
Dawson, of Greene.	Robinson, of Laurens,
Dawson, of Putnam,	Scarlett,
Dyer,	Shewmake,
Felton,	Smith, of Hancock,
Floyd,	Staten,
Fuller,	Stephens,
Gilmore,	Thornton,
Harris, of Clarke,	Thurmond,
Harper,	Tillman, of Tattnall,
Hendrick,	Trippe,
Henly,	Waldhour,
Irvin, of Wilkes,	Watts,
Lane,	Williford,
Latimer, of Warren,	Winn, of Gwinnett,
Lewis,	Wynn, of Oglethorpe.

So the substitute was rejected.

The question then recurred on the receiving the substitute offered by Mr. Harris, of Clarke, in lieu of the section proposed by the Special Committee.

Whereupon, on the call of Mr. Lewis, and the second of Mr. Tillman, of Tattnall, the yeas and nays were required to be recorded, and are—yeas 46, nays 38.

Those voting in the affirmative are Messrs.

Allred,	Lane,
Anderson, of Franklin,	Langmade,
Anderson, of Wilkes,	Loveless,
Atkinson,	Milledge,
Bailey,	Moon,
Bartow,	Morehouse,



Bellinger,	Pickett,
Bulloch,	Powell,
Byrd,	Raulerson,
Christie,	Reeves,
Clark, of Stewart,	Richardson,
Cobb, of Dooly,	Robinson, of Laurens.
Daniel,	Smith, of Hancock,
Dawson, of Greene,	Stephens,
Dawson, of Putnam,	Sumner,
Dyer,	Thornton,
Felton,	Thurmond,
Floyd,	Tift,
Gray,	Tillman, of Tattnall,
Harris, of Clarke,	Waldhour,
Harper,	Wofford,
Hendrick,	Winn, of Gwinnett,
Irvin, of Wilkes,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Armstrong,	Henry,
Barr,	Hussey,
Barlow,	Latimer, of Warren,
Baugh,	Lewis,
Bloodworth,	McAfee,
Brinson,	McFarland,
Cameron, of Chattooga,	McLain,
Cameron, of Telfair,	Merrell,
Cannon,	Nasworthy,
Chastain,	Phillips,
Culler,	Pierce,
Erwin, of Forsyth,	Ramsay.
Fuller,	Roberts,
Gilbert,	Scarlett,
Gilmore,	Shewmake,
Grant,	Staten,
Hall,	Trippe,
Harris, of McIntosh,	Watts,
Henly,	Williford.

So the substitute was received.

The Special Committee also moved the following as an additional and as the twenty-first section, to-wit :

*And be it further enacted by the authority aforesaid,* That in case either party in said Court of Ordinary shall or may be dissatisfied with any decision of the said Ordinary thereof, then and in all such cases, such dissatisfied party may within four days after the decision

and judgment of the said Ordinary therein, be allowed to enter an appeal to the Superior Court, under the same rules and restrictions as are now prescribed by law, for entering appeals from the Inferior Courts of this State to the Superior Court.

Mr. Thurmond moved to amend the same by inserting, after the words "Inferior Courts," in the last line, the words "for ordinary purposes," which motion prevailed.

The section as amended was then adopted.

The Special Committee also moved the following as an additional, and as the twenty-second section to the Bill, to-wit:

*And be it further enacted*, That it shall not be lawful for the Ordinary, nor any legal partner of such Ordinary, to practice in said Court of Ordinary, or be retained as counsel in any cause originating in said Court, and carried by appeal or writ of error to any higher Court, nor shall such Ordinary or his legal partner receive any fee or reward for any service rendered, or counsel given in any matter connected with said Court, other than the fees authorised by law to said Ordinary; and any Ordinary violating the provisions of this section or permitting its violation by any legal partner practising in said Court before him, shall be guilty of a misdemeanor, and on conviction shall be fined and imprisoned at the discretion of the Court, and shall forfeit his commission, and shall be ineligible to re-election, and the case or cases in which he shall have been so retained shall be dismissed at the costs of such Ordinary; *Provided*, nothing in this section shall prevent said Ordinary from practising in any other cause in any other Court.

Mr. Thurmond moved to amend the same by inserting, after the words "on conviction," the words "in the Superior Court;"

Which motion was lost;

The section was then adopted.

The Special Committee also moved the following as an additional, and as the twenty-third section to the Bill, to-wit:

*And be it further enacted*, That at the first term of the Superior Courts of each county after the election of the Ordinary, it shall be his duty to report to the Judge of the said Court the estates in his hands unrepresented, and which devolve upon the Clerks of the Superior Courts by the provisions of this Act, and also a statement of the condition of said estates, and it shall be the duty of the said Judge to compel the said Clerks to take out Administration or Guardianship on the same, if he has neglected or refused so to do, or to appoint a Receiver or Guardian under

such rules as he may prescribe, and the said Clerk and Receiver, if such be appointed, shall be subject to such orders in Chancery as may be made from time to time respecting the management of any estate committed to him, and shall also account to the Ordinary, in the same manner as other Administrators, all his transactions with regard to said estates;

Which was adopted.

The Special Committee also moved the following as an additional, and as the twenty-fourth section, to-wit :

*And be it further enacted by the authority aforesaid,* That all laws and parts of laws militating against this Act be, and the same are hereby, repealed.

Which was adopted ;

By general consent, Mr. Trippe amended the fourth section of the Bill by inserting, after the words "shall abate," the words "when such letters were obtained in the county for which he was elected Ordinary;" also by inserting, after the words "his own application," the words "and where the estate is not represented by any other person."

The Report of the Committee of the Whole, as amended, was then agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass," on the call of Mr. Trippe and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are, yeas 43, nays 46.

Those voting in the affirmative, are Messrs.

Bailey,	Lane,
Bartow,	Langmade,
Byrd,	McFarland,
Cameron, of Telfair,	McLain,
Castens,	Milledge,
Clark, of Stewart,	Merrell,
Cobb, of Dooly,	Nasworthy,
Daniel,	Pierce,
Dawson, of Greene,	Powell,
Dawson, of Putnam,	Ramsey,
Dyer,	Richardson,
Erwin, of Forsyth,	Roberts,
Felton,	Smith, of Hancock,
Floyd,	Stephens,
Fuller,	Thornton,
Gilmore,	Thurmond,
Grant,	Tift,
Hall,	Waldhour,
Harris, of Clarke,	Williford,
Harper,	Wofford,

Hendrick,  
Henly,

Winn, of Gwinnett.

Those who voted in the negative, are Messrs.

Allred,  
Anderson, of Wilkes,  
Anderson, of Franklin,  
Armstrong,  
Atkinson,  
Barr,  
Barlow,  
Baugh,  
Bellinger,  
Bloodworth,  
Brinson,  
Bulloch,  
Cameron, of Chattooga,  
Chastain,  
Cannon,  
Christie,  
Culler,  
Fowler,  
Gilbert,  
Gray,  
Harris, of McIntosh,  
Henry,  
Hussey,

Irvin, of Wilkes,  
Latimer, of Warren,  
Lewis,  
Lochlin,  
Loveless,  
McComb,  
Moon,  
Morehouse,  
Morris,  
Perkins,  
Phillips,  
Pickett,  
Raulerson,  
Reeves,  
Robinson, of Laurens,  
Scarlett,  
Shewmake,  
Staten,  
Sumner,  
Tillman, of Tattnall,  
Trippe,  
Watts,  
Wynn, of Oglethorpe.

So the Bill was lost.

Mr. Shewmake, from Committee on Enrolment, reported, as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to-wit :

An Act to lay out and form a new county out of the county of Murray, and to organise the same ;

Also, an Act to amend the Attachment Laws of this State ;

Also, an Act to appropriate money for the improvement of the navigation of the Coosa River between Rome and the boundary line, between the States of Georgia and Alabama, and to appoint Commissioners for that purpose ;

Also, an Act to prevent the killing of Deer at certain periods of the year, in the county of Carroll, also to amend a similar Act in relation to the county of Richmond ;

Also, an Act to alter and change the name of the Relief Society of the Georgia Annual Conference of the

Methodist Episcopal Church, South, to that of the Preachers Aid Society of the Georgia Conference :

Also, to authorise the Church Wardens and Vestrymen, of St. Paul's Church, in Augusta, to sell a portion of their lot ;

Also, an Act to define the amount and mode of the payment of witnesses in all civil and criminal cases, so far as relates to the county of Decatur ;

Also, an Act to establish election precincts at the places of holding Justices' Courts in the counties of Gwinnett, Cass, Gordon, Forsyth, Clinch, Murray, Scriven, Bulloch, Crawford, Pike, Spaulding, Emanuel and Polk, and to establish and remove certain election precincts in other counties therein named.

On motion of Mr. Wofford, the order was suspended, and the House took up the amendments of the Senate to the Bill of the House, to add a part of the counties of Murray and Floyd to the county of Gordon, and to add a part of the county of Randolph to the county of Stewart.

On motion of Mr. Wofford, the same was passed over for the present.

The House also took up the amendments of the Senate, to the Bill of the House, to relieve and indemnify Seaborn Jones, &c.

On motion of Mr. Scarlett, the same was postponed for the present.

Leave of absence was granted to Mr. Hussey, for a few days, on business, after Wednesday next, December 28th, 1851 ; also, to Mr. Wynn, of Gwinnett, on account, of bad health ; also, to Mr. Bartow, on Wednesday and Thursday next, on indispensable business ; also, to Mr. Castens.

The House then adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment.

Mr. Trippe moved to suspend the order to take up a resolution of the Senate, allowing certain privileges to a debtor of the Central Bank ;

Which motion prevailed.

The House then took up a Resolution of the Senate, which is as follows, to-wit :

*Resolved, by the Senate and House of Representatives of the State of Georgia, in General Assembly met, That the officers of the Central Bank of Georgia be, and they are hereby, authorized, on a settlement of the judgment*

in favor of said Bank, against Angus M. D. King, rendered on his note given to said Bank in the sum of ( \$2,145 ) twenty-one hundred and forty-five dollars, to extend to said King the privilege of settling seven-tenths of said judgment in bills of the Bank of Darien and the other three-tenths of said judgment in specie, or the equivalent of specie, and that in making such settlement said officers of the Central Bank shall be authorized to take into consideration the sums paid and the amount remaining unpaid, so as fully to meet the object and purposes of this Resolution ; *Provided*, that the officers in charge of the settlement of the affairs of the Darien Bank shall not receive any bills or claims which, in their judgment, are not valid and just.

Mr. Trippe moved to amend, by inserting, after the words " in bills of the Bank of Darien," the words " at seventy cents in the dollar ; "

Which motion prevailed.

Mr. Tift moved to amend, by striking out the words " and that in making such settlement, said officers of the Central Bank shall be authorized to take into consideration the sums paid and the amount remaining unpaid, so as fully to meet the object and purposes of this resolution ; "

The Resolution, as amended, was then concurred in.

The House took up the Report on the Bill to empower and enforce the Judges of the Superior Courts to appoint masters in Chancery, in certain cases.

Mr. Tift moved to amend the same, by striking out, in the first section, the words " at the request of either party " and inserting the words " on the joint application of the parties ; "

Which motion was lost.

Mr. Bloodworth moved to amend, by the following additional section, to-wit :

*And be it further enacted*, That the provisions of this Act shall not extend to the county of Pike ; "

Which motion was lost.

The Report of the Committee of the Whole was then agreed to.

The Bill was read the third time and lost.

The House took up the Report on the Bill to preserve the purity of public elections in this State, and to prevent Magistrates, who hold county or city or town offices, from holding county or city or town elections.

On motion of Mr. Bartow, the same was amended so as to apply to the county of Chatham alone.

The Report of the Committee of the Whole, as amended, was then agreed to.

The Bill was then read the third time and passed, under the title thereof, as amended.

The House took up the Report on the Bill, to amend the several Acts in relation to issuing grants on head rights, in this State, and agreed thereto.

The Bill was read the third time and passed, under the title thereof.

The House took up the Report on the Bill, to provide more effectually for assessing and collecting tax on land or real estate:

On motion of Mr. Robinson, of Laurens, the same was postponed indefinitely.

The House took up the Report on the Bill to change the penalty for certain crimes, from death to perpetual imprisonment, at hard labor in the Penitentiary.

Mr. Thurmond moved to postpone the same indefinitely.

Whereupon, on the call of Mr. Tift and the second of Mr. Russel, the yeas and nays were required to be recorded, and are—yeas 76, nays 12.

Those voting in the affirmative, are Messrs.

Allred,	Henly,
Anderson, of Wilkes,	Henry,
Anderson, of Franklin,	Irvin, of Wilkes,
Armstrong,	Lane,
Bailey,	Latimer, of Warren,
Bartow,	Lewis,
Barr,	Lochlin,
Barlow,	Loveless,
Baugh,	McAfee,
Bellinger,	McComb,
Brinson,	McFarland,
Bulloch,	McLain,
Byrd,	Milledge,
Cameron, of Chattooga,	Morehouse,
Cameron, of Telfair,	Nasworthy,
Castens,	Perkins,
Chastain,	Pickett,
Christie,	Ramsey,
Clark, of Stewart,	Raulerson,
Cobb, of Dooly,	Reeves,
Culler,	Richardson,
Daniel,	Roberts,
Dawson, of Greene,	Russell,
Dawson, of Putnam,	Scarlett,
Dyer,	Shewmake,
Erwin, of Forsyth,	Smith, of Hancock,
Felton,	Staten,

Floyd,	Stephens,
Fowler,	Sumner,
Fuller,	Thornton,
Gilbert,	Thurmond,
Gilmore,	Tillman, of Tattnall,
Grant,	Trippe,
Gray,	Waldhour,
Hall,	Williford,
Harris, of Clarke,	Wofford,
Harris, of McIntosh,	Winn, of Gwinnett,
Hendrick,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Atkinson,	Moon,
Bloodworth,	Morris,
Cannon,	Phillips,
Hussey,	Pierce,
Langmade,	Robinson, of Laurens,
Merrell,	Tift.

So motion to postpone indefinitely prevailed.

The House took up the Report on the Bill to amend an Act, supplementary to the General Tax Laws, approved February 1st, 1850, and to repeal the second and fourth sections of said Act, and agreed thereto.

The Bill was read the third time, and Mr. Floyd moved to postpone the same for the present ;

Which motion prevailed.

The House took up the Report on the Bill to incorporate the Coosa and Chattooga River Railroad Company.

On motion of Mr. Cameron, the same was postponed for the present.

Mr. Dawson, of Greene, moved the House do now adjourn ;

Whereupon, on the call of Mr. Russel and the second of Mr. Dawson, of Greene, the yeas and nays were required to be recorded, and are—yeas 38, nays 47

Those voting in the affirmative are Messrs.

Atkinson,	Lochlin,
Bailey,	McAfee,
Bartow,	McComb,
Barr,	Merrell,
Barlow,	Morehouse,
Brinson,	Morris,
Cameron, of Telfair,	Nasworthy,



Cannon,	Perkins,
Castens,	Pickett,
Clark, of Stewart,	Ramsay,
Dawson, of Greene,	Raulerson,
Floyd,	Richardson,
Fowler,	Robinson, of Laurens,
Fuller,	Russell,
Gilbert,	Stephens,
Gilmore,	Thurmond,
Harris, of Clarke,	Tift,
Harris, of McIntosh,	Trippe,
Lane,	Waldhour.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Langmade,
Armstrong,	Latimer, of Warren.
Baugh,	Lewis,
Bellinger,	Loveless,
Bloodworth,	McFarland,
Bulloch,	McLain,
Byrd,	Milledge,
Cameron, of Chattooga,	Moon,
Chastain,	Phillips,
Christie,	Pierce,
Cobb, of Dooly,	Reeves,
Culler,	Scarlett,
Daniel,	Shewmake,
Dawson, of Putnam,	Smith, of Hancock,
Dyer,	Staten,
Erwin, of Forsyth,	Sumner,
Felton,	Thornton,
Grant,	Tillman, of Tattnall,
Gray,	Williford,
Hall,	Wofford,
Hendrick,	Winn, of Gwinnett,
Henly,	Wynn, of Oglethorpe.
Henry,	

So the motion to adjourn was lost.

The House took up the Report on the Bill to incorporate the Southern Hydropathic Institute.

Mr. Bellinger moved to amend by inserting, before the word "Hamilton," the words "William A.;"

Which motion prevailed.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed, under the title thereof.

Mr. Perkins moved the House do now adjourn ;

Which motion was lost.

The House went into Committee of the Whole, Mr. Bel-linger in the Chair, on the Bill to appropriate money to pay Dr. W. W. Wall and Dr. J. S. Milligan for profes-sional services rendered to a number of Irish who were wounded by the train running off the track of the Western and Atlantic Railroad, and having spent some time there-in, the Committee rose and reported the Bill back to the House without amendment.

The House then adjourned until half past 9 o'clock, to-morrow morning.

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TUESDAY, DEC. 30, 1851.

Mr. Morris moved to reconsider so much of the journal of yesterday as relates to the rejection by the House of the Bill defining the duties of Ordinary, &c. ;

The House agreed to reconsider.

Mr. Trippe moved to reconsider so much of the journal of yesterday as relates to the concurrence, by the House, in the Resolution of the Senate relating to Angus M. D. King :

The House agreed to reconsider.

On motion of Mr. Harper the Order was suspended and the House took up the reconsidered Bill defining the du-ties of Ordinary, &c.

On motion of Mr. Russell the same was recommitted for the purpose of amendment.

Mr. Thurmond offered the following as a substitute in lieu of the twentieth section, to wit :

*And be it further enacted by the authority aforesaid,* That said Ordinary shall have a salary of one hundred and twenty-five dollars per annum, to be paid him from the Treasury of the State, and in addition thereto shall charge and collect the same fees of office for services rendered as heretofore allowed to the Clerk of the Court of Ordinary.

Mr. Bloodworth offered the following as a substitute in lieu of the substitute offered by Mr. Thurmond, to wit :

*And be it further enacted,* That the fees of said Ordi-nary shall be the same as now paid by law to the Clerk of the Court of Ordinary."

Mr. Stephens moved to amend the substitute offered by Mr. Thurmond by striking out the words "and twenty-five," and the words "Treasury of the State," and insert

in lieu of the latter, the words "County Treasury of each county ;"

Which motion was lost.

Mr. Stephens then moved to strike out the words "twenty-five ;"

Which motion prevailed.

Mr. Shewmake moved to amend the substitute offered by Mr. Bloodworth, by adding the following proviso, to wit : "*Provided*, that 50 per cent. be added on all fees now allowed by law for examining and recording returns."

Mr. Thurmond and Mr. Bloodworth withdrew their substitutes, and Mr. Meriwether moved to amend the twentieth section by striking out the words "twenty-five per centum in addition to the fees now fixed by law," and inserting the words "the same as now fixed by law ;"

Which motion prevailed.

Mr. Trippe offered the following as a substitute in lieu of the fourth section of the Bill, to wit :

*And be it further enacted*, That any Executor, Administrator or Guardian, who may be elected Ordinary, shall not pass upon or record any return he may make as Executor or Guardian or Administrator, until same shall have been allowed by a Chancellor, and the order of said Chancellor allowing said returns, shall be entered of record at the same time and with said returns ;"

Whereupon, on the call of Mr. Trippe, and the second of Mr. Irvin, of Wilkes, the yeas and nays were required to be recorded, and are—yeas 24, nays 69.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Langmade,
Armstrong,	Lewis,
Atkinson,	Morehouse,
Barlow,	Perkins,
Bellinger,	Pickett,
Christie,	Robinson, of Laurens,
Cobb, of Dooly,	Shewmake,
Culler,	Smith, of Hancock,
Dawson, of Greene,	Thornton,
Gilbert,	Trippe,
Gray,	Winn, of Gwinnett.

Those voting in the negative are Messrs.

Allred,	Hussey,
Bailey,	Janes,
Bartow,	Lane,

Barr,	Latimer, of Warren,
Barnett, of Butts,	Lochlin,
Baugh,	Loveless,
Blackwell,	McAfee,
Bloodworth,	McFarland,
Brinson,	McLain,
Bulloch,	Milledge,
Byrd,	Merrell,
Cameron, of Chattooga,	Moon,
Cameron, of Telfair,	Morris,
Cannon,	Phillips,
Castens,	Pierce,
Chastain,	Powell,
Clark, of Stewart,	Ramsay,
Daniel,	Raulerson,
Dawson, of Putnam,	Reeves,
Dyer,	Richardson,
Erwin, of Forsyth,	Roberts,
Felton,	Russell,
Floyd,	Smith, of Coweta,
Fuller,	Staten,
Gardner,	Stephens,
Gilmore,	Sumner,
Grant,	Thurmond,
Hackney,	Tift,
Hall,	Tillman, of Tattnall.
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Wall,
Harper,	Watts,
Hendrick,	Williford,
Henly,	Wofford.
Henry,	

So the substitute was rejected.

The following message was received from the Senate by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills:

A Bill amendatory of the General Road Laws of this State, so far as relates the county of Baldwin.

Also, a Bill to confer certain privileges upon certain persons therein named, and for other purposes therein mentioned.

The Senate has also passed the following Bills of the House with amendments, to which they ask the concurrence of the House of Representatives:

A Bill to legalize the adjourned term of the Superior Courts of the counties of Heard and Troup.

The consideration of the reconsidered Bill having been again resumed, Mr. Russell moved to amend the fourth section by striking out the word "first" in the first line;

Which motion was lost.

Mr. Tift offered the following as a substitute in lieu of the fourth section, to wit :

*Be it enacted*, That any person who shall be elected Ordinary, who may be Executor, Administrator or Guardian, such Letters of Executorship, Administration or Guardianship, shall, by virtue of the election, commission and qualification of such person as Ordinary, vest such Executorship, Administration or Guardianship, in the Clerk of the Superior Court during the time that such person shall continue in the office of Ordinary; and such Clerk shall be liable in his bond as Clerk, for the faithful administration of such estates;

Which was rejected.

Mr. Meriwether moved the following proviso to the sixth section, to wit: *Provided*, nothing herein contained shall authorize the imprisonment of any Justice of the Inferior Court who shall not participate in any refusal to deliver said books and papers;

Which was received.

Mr. Henry moved the following as a substitute to the sixth section as amended, to wit :

SECTION 6. *And be it further enacted by the authority aforesaid*, That if the Justices of the Inferior Court of any county, or a majority of them, shall refuse to deliver up to any Ordinary to be elected under the provisions of the amended Constitution, the books and papers belonging to the Court of Ordinary of said county, in their legal custody and possession, when demanded by said Ordinary, it shall and may be lawful for said Ordinary to go before the Judge of the Superior Court of the county of his residence, and make affidavit before him of the fact that he has been duly elected and commissioned as such Ordinary, and shall produce to said Judge his commission, and that he has demanded of said Justices the books and papers belonging to the Court of Ordinary in their custody and possession, and that the said Justices of the Inferior Court, or a majority of them, fail, neglect or refuse to deliver up the same to him, and upon such affidavit being made, it shall be the duty of the said Judge of the Superior Court forthwith to issue his writ of mandamus, to be directed to the said Justices of the Inferior Court, which shall be served by the Sheriff of the county, requiring the said Justices within five days after the issuing the same, to show cause before him why they have not delivered over to said Ordinary the said books and papers as demanded

by him ; and the said Justices of the Inferior Court, failing, neglecting or refusing to show good and sufficient excuse at the return of said mandamus, the Judge of the Superior Court shall forthwith issue against said Justices an absolute mandamus, and upon their failing forthwith to comply with the same, the said Judge of the Superior Court being satisfied of that fact by affidavit of said Ordinary, shall proceed against said Justices of the Inferior Court, as in cases of contempt ; which was received.

The Report of the Committee of the Whole, as amended, was then agreed to.

The Bill was read the third time, and on the question, " Shall this bill now pass ? " on the call of Mr. Trippe, and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 69, nays 21.

Those voting in the affirmative are Messrs.

Bailey,	Lane,
Bartow,	Langmade,
Barr,	Latimer, of Warren,
Barnett, of Butts,	Loveless,
Barlow,	McAfee,
Baugh,	McFarland,
Bellinger,	McLain,
Blackwell,	Milledge,
Bloodworth,	Merrell,
Byrd,	Moon,
Cannon,	Morris,
Clark, of Stewart,	Nasworthy,
Cobb, of Dooly,	Phillips,
Daniel,	Powell,
Dawson, of Greene,	Ramsay,
Dawson, of Putnam,	Raulerson,
Dyer,	Richardson,
Erwin, of Forsyth,	Roberts,
Felton,	Scarlett,
Floyd,	Shewmake,
Fuller,	Smith, of Coweta,
Gardner,	Smith, of Hancock,
Gilmore,	Stephens,
Grant,	Sumner,
Hackney,	Thornton,
Hall,	Thurmond,
Harris, of Clarke,	Tift,
Harris, of McIntosh,	Waldhour,
Harper,	Wall,
Hendrick,	Watts,
Henly,	

Henry,  
Hussey,  
Irvin, of Wilkes,  
Janes,

Williford.  
Wofford,  
Winn, of Gwinnett,  
Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Anderson, of Franklin,  
Anderson, of Wilkes,  
Armstrong,  
Atkinson,  
Brinson,  
Bulloch,  
Cameron, of Chattooga,  
Cameron, of Telfair,  
Chastain,  
Christie,  
Culler,

Gilbert,  
Gray,  
Lewis,  
Lochlin,  
Morehouse,  
Pickett,  
Robinson, of Laurens,  
Russell,  
Tillman, of Tattnall,  
Trippe.

So the Bill was passed under the title thereof, and the Clerk was directed to carry the same forthwith to the Senate.

Mr. Janes moved to suspend the Order to take up a message of the Senate;

Which motion prevailed.

The House took up the message of the Senate in relation to an amendment made to the Bill of the House to add a part of the county of Murray to the county of Gordon, and to add a part of the county of Randolph to the county of Stewart.

The first amendment having been read, which was fixing and altering the line between the counties of Murray and Gordon, the same was concurred in.

The second amendment having been read, which was taking a part of the county of Floyd and adding to the county of Gordon, the same was concurred in.

The third amendment having been read, which was locating a county site in the county of Polk, Mr. Janes moved to concur in the same;

Whereupon, on the call of Mr. McFarland, and the second of Mr. Morris, the yeas and nays were required to be recorded, and are—yeas 35, nays 48.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,  
Armstrong,  
Bailey,

Janes,  
Latimer, of Warren,  
Morehouse,

Barr,	Nasworthy,
Byrd,	Powell,
Cameron, of Telfair,	Ramsay,
Clark, of Stewart,	Richardson,
Cobb, of Dooly,	Roberts,
Daniel,	Robinson, of Laurens,
Dawson, of Greene,	Scarlett,
Dyer,	Shewmake,
Erwin, of Forsyth,	Smith, of Hancock,
Felton,	Staten,
Floyd,	Stephens,
Grant,	Trippe,
Hackney,	Wofford,
Henly,	Winn, of Gwinnett.
Irvin, of Wilkes,	

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Lewis,
Atkinson,	Lochlin,
Barlow,	Loveless,
Baugh,	McAfee,
Bellinger,	McFarland,
Bloodworth,	McLain,
Brinson,	Merrell,
Bulloch,	Moon,
Cameron, of Chattooga,	Morris,
Cannon,	Phillips,
Castens,	Pickett,
Chastain,	Pierce,
Christie,	Raulerson,
Culler,	Reeves,
Dawson, of Putnam,	Smith, of Coweta,
Gardner,	Sumner,
Gilbert,	Thurmond,
Gray,	Tift,
Hall,	Tillman, of Tattnall,
Harris, of Clarke,	Waldhour.
Hendrick,	Wall,
Hussey,	Watts,
Lane,	Williford,
Langmade,	Wynn, of Oglethorpe.

So the House refused to concur in the same.

The fourth amendment having been read, which was changing the lines between the counties of Cass and Polk, adding a part of Cass to Polk, the same was concurred in.

On motion of Mr. Wofford, the Clerk was directed to



report immediately the action of the House on said Bill to the Senate.

Mr. Barlow, from the Committee on Enrolment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Act, to wit :

An Act to incorporate the town of Antioch, in Troup county, and to provide for the election of Intendant and Commissioners for the same, and to define their powers, and for other purposes therein mentioned ; also, to amend the several Acts in relation to the city of Augusta, and in relation to elections therein.

Mr. Bloodworth, from the Committee on Petitions, to whom was referred the memorial from the counties of Henry and Fayette, and praying a change of the county lines, and a removal of the county site of Fayette county, reported unfavorable on the same.

Mr. Bloodworth, also, from the same Committee, to whom was referred the memorial of William Crew, of the county of Muscogee, praying indemnification for a lot of land which he has lost in consequence of the same being granted to some other person than the drawer, reported against the prayer of the memorialist.

Mr. Bloodworth, also, from the same Committee, to whom was referred the memorial of Matthew Averett and others, praying for the incorporation of a Ferry, at or near Florence, Ga., on the Chattahoochee river, reported unfavorable to the prayer of the memorialists.

The House resumed the unfinished business of yesterday, which was on the Report of the Committee of the Whole on the Bill appropriating money to pay Doctors W. W. Wall and J. S. Milligan, &c., and on motion of Mr. Clark, the same was referred to a Special Committee, consisting of Messrs. Clark, of Stewart, Felton, Culler, Frippe, and Irvin of Wilkes.

The House took up the report on the Bill to secure the property of Minors against the mismanagement of their Guardians, by Statute, by requiring bond and security as in other cases of guardianship, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

Mr. Clark moved to suspend the Order to take up a Bill and place it in its regular order ;

Which motion prevailed.

The House then took up the Report on the Bill to lay out a new county from the counties of Baker, Lee, Irwin and Dooly, and to attach the same to a Senatorial district.

Mr. Harper moved to postpone the same indefinitely ;

Which motion was lost.

On motion of Mr. Tift, the Bill was postponed until evening.

The House took up the Report on the Bill to authorize the relator in any writ of mandamus to traverse the answer or return of any person, officer, or corporation or Court of this State, to any writ of mandamus issued by the Superior Court of this State.

The Committee on the Judiciary moved to strike out the phrases "to order said person, officer or corporation or Court of this State, to make further and better answer within such time as the Court shall think best or," and, "as shall, in the opinion of said Superior Court, best answer the principles of justice and carry out the laws of this State ;

Which was received.

The Report of the Committee, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to protect the character of free white females against slander, and for other purposes.

On motion of Mr. Shewmake the same was postponed indefinitely.

The House went into Committee of the Whole, Mr. Bloodworth in the Chair, on the Bill to refund to Ira Sanburn, of Decatur county, a certain sum of money therein named ; and having spent some time therein, the Committee rose and reported the Bill back to the House with progress thereon, and asked leave to sit again.

The Report of the Committee was then taken up and agreed to.

The House went into the Committee of the Whole, Mr. Robinson, of Laurens, in the chair, on the Bill to appropriate and refund to Joseph Marshall, Tax Collector of said county, a certain sum of money therein named ; and having spent some time therein, the Committee rose and reported the Bill back to the House without amendment.

The Report of the Committee was taken up and agreed to.

On motion of Mr. Floyd the same was postponed for the present.

The House took up the report on the Bill to amend the Act of 1838, regulating the taking testimony in certain cases, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House went into Committee of the Whole, Mr. Thornton in the Chair, on the Bill for the relief of Lacey M. Whitehead, of the county of Cobb ; and having spent

some time therein, the Committee rose and reported the Bill back to the House without amendment.

On motion of Mr. Shewmake the same was postponed indefinitely.

Mr. Scarlett moved to suspend the Order to introduce new matter.

The Order was suspended, and Mr. Scarlett offered the following Resolution, to wit:

*Resolved.* That the meetings of this House, in the morning of each day, shall hereafter be at the hour of 9 o'clock, and in the afternoon of each day, at the hour of half after 2 o'clock.

Pending consideration thereon, the House adjourned until 3 o'clock, P. M.

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### THREE O'CLOCK, P. M.

In pursuance of a previous motion the House took up the report on the Bill "to lay out a new county from the counties of Baker, Lee, Irwin, and Dooly, and attach the same to a Senatorial District."

The following message was received from His Excellency the Governor, by Mr. Paine, his Secretary:

MR. SPEAKER: The Governor has approved and signed the following Acts:

An Act to prevent the killing of deer, at certain periods of the year, in the county of Carroll. Also, to amend a similar Act in relation to the county of Richmond.

An Act to lay out and form a new county out of the county of Murray, and to organize the same.

An Act to alter and change the name of the Relief Society of the Georgia Annual Conference of the "Methodist Episcopal Church South," to that of the Preachers' Aid Society of the Georgia Conference. Also, to authorize the Church Wardens and Vestry men of St. Paul's Church, in Augusta, to sell a portion of their lot.

An Act to establish election precincts at the place of holding Justices' Courts in the counties of Gwinnett, Cass, Gordon, Forsyth, Clinch, Murray, Scriven, Bulloch, Crawford, Pike, Spalding, Emanuel and Polk, and to establish and remove certain election precincts in other counties therein named.

An Act to define the amount and mode of payment of witnesses in all civil and criminal cases, so far as relates to the county of Decatur.

An Act to amend the Attachment Laws of this State.

An Act for the relief of married women whose husbands have deserted them.

An Act to appropriate money for the improvement of the navigation of the Coosa river between Rome and the boundary line between the States of Georgia and Alabama, and to appoint Commissioners for that purpose ;

And which have been deposited in the office of the Secretary of State.

The Governor has also assented to and signed the following resolutions :

A Resolution requiring a copy of the Acts and Journals of the present session of the Legislature, to be sent to each member.

A Resolution requesting our Members in Congress to exert their influence to have established a regular tri-weekly mail communication, by steamboats, between Bainbridge and Apalachicola ;

Which have been deposited in the office of the Secretary of State.

The consideration of the Bill having been resumed, Mr. Tift, from the Committee to whom was referred the Bill, presented a minority report recommending the passage of the same, with amendments.

The majority of the Special Committee moved to strike out all that part of the Bill taking a part of the county of Lee.

The minority of the same Committee moved to amend the amendment by striking out that part of the Bill including the county of Baker, or so much thereof as is mentioned in said Bill.

Whereupon, on the call of Mr. Clark, and the second of Mr. Gilmore, the yeas and nays were required to be recorded, and are—yeas 52, nays 3

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Hall,
Anderson, of Wilkes,	Harris, of McIntosh
Armstrong,	Hendrick,
Bailey,	Hussey,
Barr,	Jackoway,
Barnett, of Butts,	Lane,
Blackwell,	Latimer, of Warren,
Bloodworth,	Lochlin,
Brinson,	Lovelass,
Bulloch,	McLain,
Byrd,	Merrell,
Cameron, of Chattooga,	Moon,
Cannon,	Morehouse,

Christie,	Nasworthy,
Cobb, of Dooly,	Phillips,
Daniel,	Pickett,
Dawson, of Putnam,	Pierce,
Dyer,	Richardson,
Erwin, of Forsyth,	Scarlett,
Fowler,	Smith, of Coweta,
Fuller,	Thurmond,
Gardner,	Tift,
Gilbert,	Tillman, of Tattnall,
Gilmore,	Trippe,
Grant,	Wall,
Gray,	Watts.

Those voting in the negative are Messrs.

Atkinson,	Milledge,
Baugh,	Powell,
Bellinger,	Ramsay,
Cameron, of Telfair,	Raulerson,
Clark, of Oglethorpe,	Reeves,
Clark, of Stewart,	Roberts,
Dawson, of Greene.	Robinson, of Laurens,
Felton,	Shewmake,
Floyd,	Smith, of Hancock,
Harris, of Clarke,	Staten,
Harper,	Stephens,
Henly,	Sumner,
Henry,	Thornton,
Irvin, of Wilkes,	Waldhour,
Janes,	Wallace,
Langmade,	Williford,
Lewis,	Wofford,
McAfee,	Winn, of Gwinnett,
McFarland,	Wynn, of Oglethorpe.

So the amendment prevailed.

The question then recurred on the amendment as amended;

Which was received.

Mr. Clark, of Stewart then moved to lay the Bill on the table for the balance of the session ;

Which motion prevailed.

Mr. Robinson, of Laurens, from the Committee on Military Affairs, to whom was referred a Bill to reduce all Acts and clauses of Acts in relation to the Militia of this State, to one Act, and to alter and amend the same, reported the following Bill as a substitute in lieu thereof, to wit :

A Bill to amend the Militia Laws of this State.

The House went into Committee of the Whole, Mr. Milledge in the Chair, on the Bill to appropriate money for the improvement of the navigation of the Altamaha, Ocmulgee and Oconee rivers, and to appoint commissioners for the same, and having spent some time therein, the committee rose and reported the same back to the House without amendment.

Mr. Harris, of McIntosh, moved to amend the same by adding the name of James Walker, of McIntosh county, as Commissioner for the river Altamaha, and P. H. Loud, of Montgomery county, as Commissioner for the river Oconee.

Mr. Reeves moved to amend the amendment by adding the name of James W. Lathrop, of the county of Pulaski, as Commissioner for the river Ocmulgee ;

Which motion prevailed.

The amendment as amended was then received.

The report of the Committee as amended was then agreed to.

The Bill was read the third time.

Pending the consideration thereon the following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has receded from its amendment to the Bill of the House, to add a part of the counties of Murray and Floyd to the county of Gordon ; and to add a part of the county of Randolph to the county of Stewart, to which the House had disagreed, and I am directed to inform the House forthwith of the same.

The House resumed the consideration of the Bill, and on the question, " Shall this Bill now pass," on the call of Mr. Baugh, and the second of Mr. McLain, the yeas and nays were required to be recorded, and are—yeas 53, nays 34.

Those voting in the affirmative are Messrs.

Atkinson,	McAfee,
Bailey,	McFarland,
Barlow,	McLain,
Bloodworth,	Milledge,
Byrd,	Morehouse,
Cameron, of Chattooga,	Nasworthy,
Cameron, of Telfair,	Perkins,
Cannon,	Pickett,
Chastain,	Raulerson,
Clark, of Stewart,	Reeves,
Cobb, of Dooly,	Richardson,

Daniel,	Loveless,
Felton,	Roberts,
Floyd,	Robinson, of Laurens,
Fuller,	Russell,
Gardner,	Scarlett,
Gilmore,	Shewmake,
Harris, of Clarke,	Smith, of Coweta,
Harris, of McIntosh,	Smith, of Hancock,
Harper,	Staten,
Hendrick,	Sumner,
Henly,	Thornton,
Henry,	Tift,
Hill,	Tillman; of Tattnall,
Jackoway,	Waldhour,
Janes,	Williford,
Lewis,	Wofford.

Those who voted in the negative, are Messrs.

Allred,	Hackney,
Anderson, of Franklin,	Hall,
Anderson, of Wilkes,	Hussey,
Armstrong,	Irvin, of Wilkes,
Barr,	Lane,
Bellinger,	Langmade,
Blackwell,	Latimer, of Warren,
Brinson,	Lochlin,
Bulloch,	Merrell,
Clark, of Oglethorpe,	Moon,
Dawson, of Greene,	Phillips,
Dawson, of Putnam,	Pierce,
Dyer,	Stephens,
Erwin, of Forsyth,	Wallace,
Fowler,	Watts,
Gilbert,	Winn, of Gwinnett,
Grant,	Wynn, of Oglethorpe.
Gray,	

So the Bill was passed under the title thereof.

Mr. Shewmake moved to suspend the Order to offer a resolution relative to an adjournment "*sine die*."

Whereupon, on the call of Mr. Shewmake, and the second of Mr. McLain, the yeas and nays were required to be recorded, and are—yeas 31, nays 63.

Those who voted in the affirmative, are Messrs.

Allred,	Loveless,
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Anderson, of Franklin,	McFarland,
Anderson, of Wilkes,	McLain,
Bailey,	Milledge,
Barr,	Nasworthy,
Dawson, of Putnam,	Reeves,
Erwin, of Forsyth,	Scarlett,
Felton,	Shewmake,
Floyd,	Staten,
Gardner,	Stephens,
Grant,	Sumner,
Hendrick,	Tillman, of Tattnall,
Janes,	Wall,
Latimer, of Warren.	Wofford,
Lewis,	Winn, of Gwinnett.
Lochlin,	

Those voting in the negative, are Messrs.

Armstrong,	Hussey,
Atkinson,	Irvin, of Wilkes,
Barnett, of Butts,	Jackoway,
Barlow,	Lane,
Baugh,	Langmade,
Bellinger,	McAfee,
Blackwell,	Merrell,
Bloodworth,	Moon,
Brinson,	Morehouse,
Bulloch,	Morris,
Byrd,	Perkins,
Cameron, of Chattooga,	Phillips,
Cannon,	Pickett,
Chastain,	Pierce,
Christie,	Ramsay,
Clark, of Oglethorpe,	Raulerson,
Clark, of Stewart,	Richardson,
Cobb, of Dooly,	Roberts,
Daniel,	Robinson, of Laurens,
Dyer,	Russell,
Fowler,	Smith, of Coweta,
Fuller,	Smith, of Hancock,
Gilbert,	Thornton,
Gilmore,	Thurmond,
Gray,	Tift,
Hackney,	Trippe,
Hall,	Waldhour,
Harris, of Clarke,	Wallace,
Harris, of McIntosh,	Watts,
Harper,	Williford,
Hill,	



Henly,  
Henry,

Wynn, of Oglethorpe.

So the motion to suspend the Order was lost.

The House took up the Report on the Bill to repeal all laws heretofore passed changing the residence of citizens of this State from one county to another, without altering the boundary lines between the said counties, and agreed thereto.

The Bill was read the third time, and on the question, "Shall this Bill now pass"—on the call of Mr. Russell, and the second of Mr. Barr, the yeas and nays were required to be recorded, and are, yeas 68, nays 24.

Those voting in the affirmative, are Messrs.

Allred,	Henry,
Anderson, of Wilkes.	Hill,
Atkinson,	Irvin, of Wilkes.
Bailey,	Jackoway.
Bartow,	Lane,
Barr,	Langmade,
Barlow,	Latimer, of Warren,
Baugh,	Lewis.
Bellinger,	Lochlin.
Blackwell,	McAfee.
Brinson,	McLain.
Byrd,	Milledge.
Cannon,	Merrell.
Chastain,	Moon,
Clark, of Oglethorpe,	Morris.
Clark, of Stewart,	Nasworthy,
Cobb, of Dooly,	Phillips.
Daniel,	Ramsay.
Dawson, of Greene,	Reeves.
Dawson, of Putnam,	Richardson.
Dyer,	Roberts,
Erwin, of Forsyth,	Robinson, of Laurens,
Felton,	Shewmake,
Floyd,	Smith, of Coweta.
Gardner,	Smith, of Hancock,
Gilbert,	Sumner,
Grant,	Thornton,
Gray,	Thurmond.
Hackney,	Trippe,
Hall,	Waldhour,
Harris, of Clarke,	Watts.
Harris, of McIntosh.	Williford,

Harper,  
Henly,

Wofford.  
Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Anderson, of Franklin,  
Armstrong,  
Barnett, of Butts,  
Bloodworth,  
Bulloch,  
Cameron, of Chattooga,  
Cameron, of Telfair,  
Christie,  
Fowler,  
Fuller,  
Gilmore,  
Janes,  
Loveless,

McComb,  
McFarland,  
Pickett,  
Pierce,  
Raulerson,  
Russell,  
Scarlett,  
Staten,  
Stephens,  
Tift,  
Tillman, of Tattnall,  
Wallace,  
Winn, of Gwinnett.

So the Bill was passed.

The House then adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment.

Mr. Trippe moved to suspend the Order.

The Order being suspended, Mr. Trippe moved to refer the resolution of the Senate, in reference to Augus M. D. King, to a Special Committee of three ;

Which motion prevailed.

The Committee appointed by the Chair are Messrs. Trippe, Harper and Barlow.

Mr. Robinson, of Laurens, moved to suspend the Order.

The Order being suspended, Mr. Robinson, of Laurens, moved that one hundred and fifty copies of the Report of the Committee on Military affairs on the Bill to reduce all Acts and clauses of Acts referring to the Militia of this State, be printed for the use of the House ;

Which motion prevailed.

Mr. Russell moved the Order be suspended to take up Senate Bills for a first reading ;

Which motion was lost.

Mr. Russell moved to suspend the Order and take up Senate Bills for a second reading ;

Which motion was lost.

Mr. Bloodworth, from the Committee on Petitions, to whom was referred the memorial of Asa Bates, praying to be reimbursed for loss sustained by him on the sale of State Bonds, reported against granting the prayer of the memorialist.

Mr. Bloodworth, from the same Committee, to whom was referred the memorial of John Dill asking indemnification for goods and merchandise destroyed by the Creek and Uchee Indians in the war of 1836, reported adverse to the prayer of said memorialist.

The House went into Committee of the Whole, Mr. Lane in the Chair, on the Bill for the relief of Levi S. DeLyon, and to authorize the Governor to draw a warrant in his behalf, and having spent some time therein, the Committee rose and reported the Bill back to the House with amendment.

The Report was taken up.

The Committee moved to amend by the addition of the following section, to wit:

*And be it further enacted*, That his Excellency, the Governor, be and he is hereby authorized and required to draw his warrant on the Treasurer for the sum of twenty dollars and fourteen cents, in favor of Asher Ayres, agent for Mrs. A. Cutter, for a double tax illegally assessed against him in the county of Chatham, the tax having been paid for the same property in the county of Bibb;

Which was received.

The Committee also moved the following additional section, as an amendment, to wit:

*And be it further enacted*, That the sum of twenty four dollars be paid to John L. Woodward, Esq., Representative of the county of Monroe, for and in behalf of John Powers, of said county, as a reimbursement to him for a double tax paid by him in the year 1850;

Which was rejected.

The Committee moved to amend further by the following additional section, to wit:

*Be it further enacted*, That the Governor is authorized and required to draw his warrant on the Treasury for twenty dollars, in favor of David Janes, of Lee county, as a reimbursement to him for his double tax paid by him in the year 1851;

Which was rejected.

The Committee moved further to amend by the addition of the following section, to wit:

*And be it further enacted*, That the Governor be and he is hereby authorized to draw his warrant on the Treasury, in favor of Reuben C. Shorter, for twelve dollars for taxes illegally assessed against him and paid in the county of

Randolph, and that the same be paid over to George W Christie, Representative for said county;

Which was rejected.

The Report of the Committee, as amended, was then agreed to.

The Bill was read the third time, and on the question, "Shall this bill now pass?" on the call of Mr. Henry, and the second of Mr. Scarlett, the yeas and nays were required to be recorded, and are—yeas 49, nays 43.

Those voting in the affirmative are Messrs.

Atkinson,	Langmade,
Bailey,	McComb,
Bartow,	McFarland,
Barnett, of Butts,	McLain,
Bellinger,	Milledge,
Bloodworth,	Morehouse,
Cannon,	Morris,
Chastain,	Richardson,
Christie,	Roberts,
Clark of Oglethorpe,	Robinson, of Laurens,
Clark, of Stewart,	Scarlett,
Daniel,	Shewmake,
Erwin, of Forsyth,	Smith, of Hancock,
Felton,	Staten,
Fowler,	Stephens,
Gardner,	Thurmond,
Grant,	Tift,
Hackney,	Tillman, of Tattnall,
Harris, of Clarke,	Trippe.
Harris, of McIntosh,	Waldhour,
Hendrick,	Wallace,
Henry,	Wofford,
Hill,	Winn, of Gwinnett,
Jackoway,	Wynn, of Oglethorpe.
Lane,	

Those voting in the negative are Messrs.

Allred,	Irvin, of Wilkes,
Anderson, of Franklin,	Janes,
Anderson, of Wilkes,	Latimer, of Warren,
Armstrong,	Lewis,
Barr,	Lochlin,
Barlow,	Loveless,
Baugh,	McAfee,
Blackwell,	Merrell,
Brinson,	Moon,

Bulloch,	Nasworthy,
Byrd,	Phillips,
Cameron, of Chattooga,	Pickett,
Cobb, of Dooly,	Pierce,
Dawson, of Putnam,	Ramsay.
Dyer,	Raulerson,
Floyd,	Reeves,
Fuller,	Russell,
Gilbert,	Sumner,
Gilmore,	Thornton,
Gray,	Watts,
Hall,	Williford.
Henly,	

So the Bill was passed under the title, as amended.

The House took up the Report on the Bill to make penal the trading with free persons of color, and to provide for the punishment thereof, and agreed thereto.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Anderson, of Franklin, and the second of Mr. Barr, the yeas and nays were required to be recorded, and are—yeas 49, nays 39.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	McAfee,
Barr,	McComb,
Baugh,	McFarland,
Bellinger,	McLain,
Blackwell,	Milledge,
Bulloch,	Nasworthy,
Chastain,	Phillips,
Clark, of Oglethorpe.	Pickett,
Cobb, of Dooly,	Ramsay,
Dawson, of Putnam,	Reeves,
Erwin, of Forsyth,	Richardson,
Felton,	Robinson, of Laurens,
Gardner,	Scarlett,
Gilmore,	Shewmake,
Grant,	Smith, of Hancock,
Gray,	Staten,
Hackney,	Thornton,
Hall,	Tillman, of Tattnall,
Harris, of Clarke,	Trippe,
Hill,	Wallace,
Janes,	Watts,
Lane,	Williford,

Langmade,	Wofford,
Latimer, of Warren,	Wynn, of Oglethorpe.
Lewis,	

Those who voted in the negative, are Messrs.

Allred,	Harris, of McIntosh,
Anderson, of Wilkes,	Hendrick,
Armstrong,	Henly,
Atkinson,	Henry,
Bailey,	Irvin, of Wilkes,
Bartow,	Jackoway,
Barnett, of Butts,	Lochlin,
Barlow,	Loveless,
Bloodworth,	Merrell,
Brinson,	Moon,
Byrd,	Morehouse,
Cameron, of Chattooga,	Pierce,
Cannon,	Raulerson,
Christie,	Roberts,
Clark, of Stewart,	Russell,
Daniel,	Stephens,
Dyer,	Sumner,
Floyd,	Tift,
Fowler,	Waldhour.
Gilbert,	Winn, of Gwinnett.

So the Bill was passed.

The House took up the Report on the Bill for the relief of William G. Jacobs, of the county of Gwinnett.

Mr. Hill moved to amend the same by the following additional section, to wit:

*And be it further enacted,* That Adeline E. Waller, of the county of Troup, formerly Adaline E. Flowers, be relieved from all disabilities by reason of divorce having been granted to her husband, Joseph T. Waller; and that she be allowed to marry again in the same manner as if she had never been married;

Which was received.

The Report of the Committee of the Whole, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

Mr. Stephens, from the Committee on Public Education, to whom was referred a Bill to point out a better mode for the education of poor children in the county of Lincoln, reported that the Bill being local they could perceive no valid objection to its passage, but that the object of the

Bill might be attained by the adoption of a general system reported by the Committee.

Mr. Stephens, also, from the same Committee, reported the following Bill, to wit :

A Bill the more effectually to provide for the education of the poor.

On motion of Mr. Stephens, 150 copies of the same were ordered to be printed for the use of the House.

The House took up the report on the Bill to authorize contracts in writing for the use of money.

Mr. Trippe moved to amend the same by the following proviso to the first section, to wit :

*“ Provided, The rate per cent. does not exceed ten per cent.”*

Mr. McFarland moved to amend the amendment by striking out “ten” and inserting in lieu thereof “seven.”

On motion of Mr. Blackwell the Bill and amendments were postponed indefinitely.

The House took up the Report on the Bill to lay out and form a new county from the counties of Clark, Jackson, Gwinnett and Walton, and to provide for the organization of the same.

M. Stephens moved to postpone the same indefinitely ;

Whereupon, on the call of Mr. Lochlin, and the second of Mr. Thurmond, the yeas and nays were required to be recorded, and are—yeas 51, nays 24.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Hendrick,
Anderson, of Wilkes,	Henly,
Bartow,	Hill,
Barr,	Irvin, of Wilkes,
Barnett, of Butts,	Lane,
Baugh,	Langmade,
Brinson,	Lewis,
Bulloch,	McAfee,
Cannon,	McLain,
Christie,	Merrell,
Clark, of Oglethorpe,	Nasworthy,
Clark, of Stewart,	Pickett,
Cobb, of Dooly,	Raulerson,
Daniel,	Reeves,
Dawson, of Putnam,	Roberts,
Dyer,	Scarlett,
Erwin, of Forsyth,	Smith, of Hancock,
Felton,	Staten,
Floyd,	Stephens,
Fowler,	Sumner,

Fuller,	Tift,
Gardner,	Tillman, of Tattnall,
Gilbert,	Trippe,
Gilmore,	Waldhour,
Grant,	Wynn, of Oglethorpe.
Hall,	

Those voting in the negative are Messrs.

Allred,	Lochlin,
Atkinson,	Loveless,
Bellinger,	McFarland,
Bloodworth,	Milledge,
Byrd,	Moon,
Cameron, of Chattooga,	Morris,
Chastain,	Pierce,
Gray,	Richardson,
Harris, of Clarke,	Thornton,
Harris, of McIntosh,	Thurmond,
Henry,	Wallace,
Jackoway,	Winn, of Gwinnett.

So the motion prevailed.

The House took up the Report on the Bill to regulate and increase the per diem pay of Jailors for feeding and keeping slaves or free persons of color, while confined in jail; and agreed thereto.

The Bill was read the third time and lost.

The House took up the report on the Bill to repeal the first, second and third sections of an Act entitled an Act to authorize the settlement of criminal prosecutions in certain cases, and to regulate more particularly the duties of the Attornies and Solicitors General, and fix their liabilities, approved February 23d, 1850," and agreed thereto.

The Bill was read the third time and lost.

The House took up the report on the Bill to provide for the collection of the taxes of the State, and to prescribe the mode thereof.

On motion of Mr. McFarland, the same was postponed for the present.

The House took up the Report on the Bill to prescribe the mode of laying out private ways, and for other purposes; and agreed thereto.

The Bill was read the third time and passed under the title thereof.

Mr. Hill moved to suspend the Order to take up a message of the Senate, and also a Bill for a second reading;

Which motion prevailed.



The House then took up the message of the Senate in relation to the amendments made by the Senate to the Bill of the House to legalize the adjourned term of the Superior Courts of the counties of Troup and Heard; and concurred therein.

Also, the following Bill was taken up and read the second time, to wit:

A Bill for the relief of Benjamin H. Cameron.

On motion of Mr. Hill, the same was referred to a Special Committee of five, together with the accompanying documents.

The Committee appointed by the Chair are Messrs. Hill, Thurmond, Harris of Clarke, Clark of Stewart, and Wofford.

On motion of Mr. Smith, the Order was suspended and the following Bill taken up and read the second time, and committed for a third reading, to wit:

A Bill to amend an Act entitled an Act to authorize all the free white citizens of the State of Georgia, and such others as they may associate with them, to prosecute the business of manufacturing, with corporate powers and privileges, passed December 22d, 1847, so far as the Hancock Manufacturing Company are concerned, and to incorporate said Company, and to grant to said Company certain privileges.

The House then adjourned until half past 9 o'clock, to-morrow morning.

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WEDNESDAY, DEC. 31, 1851.

Mr. Hill moved to reconsider so much of the journal of yesterday as relates to the rejection, by the House, of the Bill to make penal the trading with free persons of color and provide punishment therefor.

The House agreed to reconsider.

Mr. Tift moved to reconsider so much of the journal of yesterday as relates to the passage of the Bill to repeal all laws heretofore passed changing the residence of citizens of this State from one county to another without altering the boundary lines between the said counties.

Pending discussion thereon,

The following message was received from the Senate by Mr. Glenn, their Secretary:

MR. SPEAKER—The Senate has passed the following Bills of the House of Representatives:

A Bill to stop the running of the statute of limitations

in all cases where the defendant shall abscond or remove beyond the limits of this State.

Also, a Bill to alter and amend the twelfth section of the thirteenth division of the Penal Code of this State, and for other purposes therein contained.

The Senate has also passed the following Bills of the House, with amendments, to which they ask the concurrence of the House of Representatives :

A Bill to compel the Clerks of the Superior and Inferior Courts and Courts of Ordinary of the several counties of this State to buy a seal of office for each of said Courts.

The question then recurred, on the motion of Mr. Tift, to reconsider ;

Whereupon, on the call of Mr. Tift, and the second of Mr. Morehouse, the yeas and nays were required to be recorded, and are—yeas 39, nays 60.

Those voting in the affirmative are Messrs.

Atkinson,	McComb,
Barr,	Merrell,
Barnett, of Butts,	Morehouse.
Bloodworth,	Morris,
Bulloch,	Phillips.
Cameron, of Chattooga,	Pickett.
Cameron, of Telfair,	Pierce,
Cannon,	Powell,
Christie,	Raulerson.
Cobb, of Dooly,	Roberts,
Erwin, of Forsyth,	Russell,
Fowler,	Scarlett,
Fuller,	Smith, of Coweta,
Grant,	Sumner,
Gray,	Tift,
Hall,	Tillman, of Tatnall,
Jackoway,	Wallace,
Langmade,	Watts,
Lochlin,	Winn, of Gwinnett.
Loveless,	

Those voting in the negative are Messrs.

Allred,	Henry,
Anderson, of Franklin,	Hill,
Anderson, of Wilkes,	Hussey,
Armstrong.	Irvin, of Wilkes,
Bailey,	Janes,
Barlow,	Lane,
Baugh,	Latimer, of Warren,

Bellinger,	Lewis,
Bivins,	McAfee,
Blackwell,	McFarland,
Brinson,	McLain,
Byrd,	Moon,
Chastain,	Morel,
Clark, of Oglethorpe,	Nasworthy,
Clark, of Stewart,	Perkins,
Daniel,	Ramsay,
Dawson, of Greene,	Reeves,
Dawson, of Putnam,	Richardson,
Dyer,	Robinson, of Laurens,
Felton,	Shewmake,
Floyd,	Smith, of Hancock,
Gardner,	Staten,
Gilbert,	Thornton,
Gilmore,	Thurmond,
Hackney,	Trippe,
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Wall,
Harper,	Williford,
Hendrick,	Wofford,
Henly,	Wynn, of Oglethorpe.

The House refused to reconsider.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER—The Senate has adopted the following Resolution :

*Resolved*, That Edward D. Chisolm be appointed Secretary of the Senate, during the absence of the Secretary.

This being the regular order of the day, under the rule, for granting leave of absence ;

Leave was granted for two days to Mr. Stephens ; to Mr. Gilmore for four days, after Saturday next ; to Mr. Reeves, after to-day, until Monday next ; to Mr. Bailey ; to Mr. Culler for a few days ; to Mr. Latimer, of Warren, for Monday and Tuesday next.

This being the regular day, under the rule, for considering Reports of the Committee on petitions ;

The House took up the Report of the Committee on Petitions on the memorial of E. T. Campbell, Esq., of Richmond county, Georgia, asking from the Legislature relief for two female persons of color, who were brought into this State by their father about six years since, while they were minors, neither favorable or unfavorable to the prayer of the said memorialists, and agreed thereto ;

Also, the Report of the same Committee on the memo-

rial of Asa Bates, praying to be reimbursed for loss sustained by him on the sale of State Bonds, and agreed thereto ;

Also, the Report of the same Committee on the memorial from the citizens of Henry and Fayette, and agreed thereto ;

Also, the Report of the same Committee on the memorial of Mathew Averett and others, and agreed thereto ;

Also, the Report of the same Committee on the memorial of the citizens of LaGrange, Georgia, and agreed thereto ;

Also, the Report of the same Committee on the memorial of R. Bassett, of the county of Bibb, and agreed thereto ;

Also, the Report on the memorial of John Dill, and agreed thereto ;

Also, the Report on the memorial of J. J. Flournoy, of the county of Jackson, and agreed thereto ;

Also, the Report on the proposition to manumit certain slaves who were formerly the property of John Martin, Esq., of Richmond county, and agreed thereto ;

Also, the Report on the memorial of the Trustees and Commissioners of the Temperance Hall in the city of Columbus, Georgia, and agreed thereto.

On motion of Mr. Dawson, of Greene, the order was suspended and the House took up the Report on the Bill for the pardon of Kinchen P. Boon, of the county of Greene, for the crime of murder, and agreed thereto ;

The Bill was read the third time, and on the question, "Shall this Bill now pass," on the call of Mr. Tift and the second of Mr. Jacoway, the yeas and nays were required to be recorded, and are—yeas 39, nays 52.

Those voting in the affirmative are Messrs.

Armstrong,	Janes,
Atkinson,	Langmade,
Barr,	McComb,
Barnett, of Henry,	Horehouse,
Barlow,	Morris,
Baugh,	Nasworthy,
Bloodworth,	Perkins,
Cameron, of Chattooga,	Phillips,
Christie,	Powell,
Clark, of Oglethorpe,	Scarlett,
Dawson, of Greene,	Smith, of Coweta,
Dawson, of Putnam,	Smith, of Hancock,
Erwin, of Forsyth,	Staten,
Fowler,	Thornton,

Grant,  
 Hackney,  
 Harris, of McIntosh,  
 Henry,  
 Hill,  
 Hussey,

Waldhour.  
 Wall,  
 Watts,  
 Wofford,  
 Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Allred,  
 Anderson, of Franklin,  
 Anderson, of Wilkes,  
 Barnett, of Butts,  
 Bellinger,  
 Bivins,  
 Blackwell,  
 Brinson,  
 Bulloch,  
 Byrd,  
 Cannon,  
 Chastain,  
 Clark, of Stewart,  
 Cobb, of Dooly,  
 Daniel,  
 Dyer,  
 Felton,  
 Gardner,  
 Gilbert,  
 Gilmore,  
 Gray,  
 Hall,  
 Harris, of Clarke.  
 Harper,  
 Hendrick,  
 Henly,

Irvin, of Wilkes,  
 Jackoway,  
 Lane,  
 Latimer, of Warren,  
 Lewis,  
 Lochlin,  
 McAfee,  
 McLain,  
 Merrell,  
 Moon,  
 Morel,  
 Pickett,  
 Pierce,  
 Ramsey,  
 Raulerson,  
 Reeves,  
 Richardson,  
 Shewmake,  
 Sumner,  
 Thurmond,  
 Tift,  
 Tihnan, of Tattnall,  
 Trippe,  
 Wallace,  
 Williford,  
 Winn, of Gwinnett.

So the Bill was lost.

Mr. Shewmake, from the Committee on enrolment, reported, as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to-wit :

An Act to legalize the November adjourned terms, 1851, of the Superior Courts of the counties of Heard and Troup, and to authorise the Clerks of the Courts of Cobb to transfer certain papers to the Clerks of the Courts of Paulding, and to suspend, for a limited time, an Act to compensate Grand and Petit Jurors of the several counties therein named, assented to, December 23, 1837. so far as regards

the county of Hall, and to authorise the Inferior Court of Paulding to draw Grand and Petit Jurors in certain cases and for certain purposes.

Also, an Act to add a part of the counties of Murray and Floyd to the county of Gordon, and to add a part of the county of Randolph to the county of Stewart, and to change the line between the counties of Cass and Polk ;

Also, an Act to stop the running of the statute of limitations in all cases where the defendant shall abscond or remove beyond the limits of this State.

Also, an Act to alter and amend the twelfth section of the thirteenth division of the Penal Code of this State, and for other purposes therein contained.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment.

The House took up the Report on the Bill to fix the fees of Sheriffs and Constables, &c., in certain cases therein specified, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to amend the Judiciary Laws of this State, so far as relates to the organization of the Inferior Courts ;

Mr. Bellinger moved to amend the same by striking out that part relating to allowing salaries to the officers ;

Which motion was lost.

Mr. McFarland moved to postpone the Bill indefinitely ;

Which motion prevailed.

The House took up the report on the Bill to amend the law in relation to public sales, and agreed thereto ;

The Bill was read the third time and passed, under the title thereof.

The House took up the report on the Bill to lay out a new county, out of the counties of Talbot, Macon and Marion, and attach the same to a Senatorial District ;

On motion of Mr. Bivins, the same was postponed for the present.

The House went into Committee of the Whole, Mr. Wofford in the Chair, on the Bill to appropriate money for the improvement of the navigation of the Statilla and Alapaha Rivers, and for other purposes therein named, and having spent some time therein, the Committee rose and reported the Bill back to the House, with an amendment ;

The Report of the Committee was taken up.

The Committee moved to amend, by inserting the word "Big" before the word "Satilla ;"

Which was received.

The Report of the Committee, as amended, was then agreed to ;

The Bill was read the third time and lost.

Mr. Clark, of Stewart, from the Special Committee, to whom was referred the Bill appropriating money to pay Drs. W W Wall and James S. Milligan for professional services, &c., reported the Bill back to the House, and advised the indefinite postponement of the same ;

On motion of Mr. Clark, the Report was taken up and agreed to.

The House took up the Report on the Bill for the relief of the Teachers of poor children, of the county of Upson, for the year 1850, and agreed thereto ;

The Bill was read the third time and passed, under the title thereof.

The following message was received from His Excellency the Governor, by Mr. Paine, his Secretary :

MR. SPEAKER : The Governor has approved and signed an Act,

To incorporate the town of Antioch, in the county of Troup ; also, to amend the several Acts in relation to the city of Augusta ;

He has also assented to, and signed, the Resolution in relation to the block of marble transmitted to the Washington Monument by the late Governor of this State ;

Which have been deposited in the office of the Secretary of State.

The House took up the Report on the Bill to regulate the mode of suing the bonds of Executors, Administrators, and Guardians ;

Mr. Tift moved to refer the same to the Committee on the Judiciary ;

Which motion was lost.

Mr. Hill moved to amend the Bill, by adding, after the words in the first section, "beyond the limits of this State" the words "or has departed this life and has no legal representative ;"

Which motion prevailed ;

The Report, as amended, was then agreed to ;

The Bill was read the third time and passed, under the title thereof.

The House took up the Report on the Bill to alter and amend the fifteenth section of the first article of the Constitution of the State of Georgia, and agreed thereto ;

The Bill was read the third time, and on the question "Shall this Bill now pass," it contemplating a change of

the Constitution of this State, and requiring a majority of two-thirds to pass, the yeas and nays were recorded, and are—yeas 16, nays 73.

Those voting in the affirmative are Messrs.

Cameron, of Telfair,	Langmade,
Clark, of Oglethorpe,	Latimer, of Warren,
Daniel,	Richardson,
Felton,	Smith, of Hancock,
Hackney,	Thornton,
Harris, of Clarke,	Trippe,
Hill,	Woodward,
Lane,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Allred,	Gray,
Anderson, of Franklin,	Henry,
Anderson, of Wilkes,	Hussey,
Armstrong,	Irvin, of Wilkes,
Atkinson,	Jackoway,
Barr,	Janes,
Barnett, of Henry,	Lewis,
Barlow,	Lochlin,
Baugh,	Loveless,
Bellinger,	McAfee,
Bivins,	McFarland,
Blackwell,	McLain,
Bloodworth,	Milledge,
Brinson,	Merrell,
Bulloch,	Moon,
Byrd,	Morris,
Cameron, of Chattooga,	Nasworthy,
Cannon,	Perkins,
Chastain,	Phillips,
Christie,	Pickett,
Clark, of Stewart,	Pierce,
Cobb, of Dooly,	Ramsay,
Dawson, of Greene,	Raulerson,
Dawson, of Putnam,	Reeves,
Dyer,	Robinson, of Laurens,
Erwin, of Forsyth,	Scarlett,
Floyd,	Shewmake,
Fowler,	Smith, of Coweta,
Gardner,	Staten,
Gilbert,	Sumner,
Gilmore,	Thurmond,
Grant,	Tift,



Hall,	Tillman, of Tatnall,
Harris, of McIntosh,	Waldhour,
Harper,	Wallace,
Hendrick,	Watts,
Henly,	Williford.

So the Bill was lost.

The House took up the Report on the Bill to give a construction to the fourth section of the Statute of Frauds, so far as relates to a party defendant being chargeable upon any special promise to answer for the debt, default or mis-carriages of a third person, &c.

On motion of Mr. Milledge, the same was referred to the Committee on the Judiciary.

The House took up the Report on the Bill to regulate the Taxes on pine lands within the county of Camden ;

On motion of Mr. Scarlett, the same was postponed for the present.

The House took up the Report on the Bill to require owners of land in Clinch county to give in and pay taxes for the same in Clinch county.

Mr. McFarland moved to postpone the same indefinitely; Which motion prevailed.

Mr. Harper, from the Committee to consolidate certain Bills, reported the following Bill to-wit:

A Bill to incorporate certain Lodges, Churches, Associations, &c., therein mentioned ;

Which was read the first time.

The House took up the Report on the Bill to authorise a grant to issue to William P. Hightower, of Campbell county, for fraction, No. 151, eighth district, of originally Coweta, now Campbell county, and agreed thereto ;

The Bill was read the third time and passed, under the title thereof.

The House took up the Report on the Bill to incorporate a Bank in the town of Fort Gaines, in the county of Early, to be called the South-Western Bank of Georgia, and for other purposes therein named ;

On motion of Mr. Shewmake, the same was postponed for the present.

The House took up the Report on the Bill to add an additional section to the tenth division of the Penal Code, and agreed thereto ;

The Bill was read the third time, and on the question "Shall this Bill now pass," on the call of Mr. Thurmond and the second of Mr. Trippe, the yeas and nays were required to be recorded, and are—yeas 60, nays 26.

Those voting in the affirmative, are Messrs.

Allred,	Irvin, of Wilkes,
Anderson, of Franklin,	Jackoway,
Anderson, of Wilkes,	Janes,
Barr,	Langmade,
Barnett, of Henry,	Latimer, of Warren,
Barlow,	Lewis,
Baugh,	Loveless,
Bellinger,	McLain,
Bivins,	Merrell,
Bulloch,	Moon,
Byrd,	Morel,
Cameron, of Chattooga,	Morris,
Cameron, of Telfair,	Pickett,
Cannon,	Pierce,
Chastain,	Richardson,
Christie,	Robinson, of Laurens,
Clark of Oglethorpe,	Shewmake,
Daniel,	Smith, of Hancock,
Dawson, of Putnam,	Staten,
Dyer,	Sumner,
Erwin, of Forsyth,	Thornton,
Felton,	Thurmond,
Gilbert,	Tift,
Gilmore,	Tillman, of Tattnall,
Grant,	Waldhour,
Gray,	Wallace,
Hackney,	Watts,
Harris, of Clarke,	Williford,
Hendrick,	Woodward,
Hill,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Armstrong,	Harper,
Atkinson,	Henly,
Barnett, of Butts,	Hussey,
Blackwell,	Lane,
Bloodworth,	Lochlin,
Brinson,	McAfee,
Clark, of Stewart,	Nasworthy,
Cobb, of Dooly,	Perkins,
Dawson, of Greene,	Ramsay,
Floyd,	Scarlett,
Fowler,	Smith, of Coweta,
Gardner,	Trippe,
Hall,	Wall.

So the Bill was passed.

And, on motion of Mr. Trippe, the Clerk was directed to carry the same forthwith to the Senate.

Leave of absence was granted to Mr. Lewis for a few days, after Friday next.

The House then adjourned until 7 o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Cannon moved to suspend the order and take up Bills of the House for a second reading;

Which motion prevailed.

The following Bills of the House were severally taken up and read the second time and committed for a third reading, to-wit :

A Bill for the relief of William White and others, in Jackson county ;

A Bill to regulate the practice in Courts of Law and Equity, and to define the powers of the same ;

A Bill to compensate the owners of slaves executed for capital offences ;

Which was referred to a Special Committee, consisting of Messrs. Smith, of Hancock, Floyd, and Clark, of Stewart ;

A Bill to authorise husbands to collect, sue for, and recover all the property, real and personal, of their deceased wives without administering on their estates, &c.;

Which was referred to the Committee on the Judiciary ;

A Bill for the relief of John Wilhite, of the county of Jackson.

On motion of Mr. Harris, of Clarke, the Bill to regulate the practice in Courts of Law and Equity, and to define the powers of the same, was referred to the Committee on the Judiciary.

The order being again resumed, the following Bills of the House were severally taken up and read the second time and committed for a third reading, to-wit :

A Bill to prescribe the mode of compensating the Jurors of Superior and Inferior Courts of the counties of Lumpkin and Habersham ;

A Bill supplemental to an Act to incorporate the Cherokee Insurance and Banking Company ;

A Bill for the relief of Powers and Johnson, and to appropriate a sum of money to pay them, &c.;

A Bill for the relief and benefit of Jemima Greene, of the county of Irwin ;

A Bill to repeal an Act entitled an Act to abolish and change and establish new election precincts in the counties hereafter named, and to confer certain powers upon the Inferior Courts, &c.;

A Bill to appoint Commissioners for certain purposes therein specified, and to authorise the Tax Collector of Tattnall county to pay over to said Commissioners one half of the State tax collected in said county for the political year, 1852 ;

A Bill to change the boundary line between the counties of Greene and Taliaferro ;

A Bill to provide for the of the repair State Road, and to incorporate the W & A. Railroad Company ;

Which was laid on the table for the balance of the session ;

A Bill to authorise George L. Bird, of the county of Taliaferro, to practice Physic, &c.;

A Bill to liberate and set free a negro man by the name of Ransom, &c.;

A Bill to authorise the Justices of the Inferior Court of Walton county to pay to Thomas G. Wood a sum of money out of the Poor School fund ;

A Bill for the relief of Richard Basset, of the county of Bibb ;

A Bill for the pardon of John D. Malone, otherwise called John D. Hall, of the county of Greene, for the crime of murder ;

A Bill for the relief of the estate of James Mapp, dec'd, of Green county ;

A Bill to authorize the Superior Court to be held such time as may be necessary to do the business, and to regulate the service of jurors in said county ;

A Bill to incorporate the Georgia Mechanical and Manufactory Institute, in the city of Macon, and to confer certain privileges upon the same ;

A Bill to allow Margaret Young, late Margaret Oliver, to marry again, and for her relief ;

A Bill to incorporate Euharleyville, in the county of Cass ;

A Bill to amend an Act, passed the 27th of December, 1843, providing for the education of the poor ;

A Bill to incorporate certain Divisions, Lodges, Academies, Churches, &c., therein named ;

A Bill to divorce John C. McKeon and his wife Julianna F. McKeon, formerly Julianna F. Hellborn ;

A Bill to amend the seventh section of the second article of the Constitution of the State of Georgia ;

A Bill to incorporate the village of Cave Spring, in the county of Floyd ;

A Bill to amend an Act to permit all specie paying, solvent Banks, in this State, to issue Bills of a denomination less than five dollars, assented to December 27, 1842;

A Bill to change the line between the counties of Cass and Floyd, so as to add certain lots of land therein to the county of Floyd;

A Bill to regulate the granting licenses for retailing spirituous liquors in the county of Effingham;

A Bill to alter and amend an Act incorporating the city of Rome, in Floyd county;

A Bill to alter and change the line between the counties of Cherokee and Forsyth;

A Bill to divorce David Copeland and Martha Copeland;

A Bill to incorporate the town of Calhoun, in Gordon county;

A Bill to incorporate the Clarksville and Tugaloo Rail or Plank road;

A Bill to allow Nathaniel Smith, of Hall county, to ask and receive toll for the use of his bridge across the Chatahoochee river, near Shallowford, in said county;

A Bill for the relief of William C. Dunn, of Jasper county;

A Bill to amend the fifteenth section of the ninth division of the Penal Code, as to service of summons on persons guilty of forcible entry and detainer, in certain cases.

A Bill for the relief of William P. Hackney, of the county of Murray;

Which was referred to the Committee on Internal Improvements.

A Bill to prolong and extend the charter of the Bank of St. Mary's, and for other purposes therein named;

Which was referred to the Committee on Banks.

A Bill to require the Governor to farm out the Western and Atlantic Railroad;

Which was laid on the table for the remainder of the session.

A Bill to authorize Elijah J. Dupree, of the county of Paulding, a minor, to transact his own business, &c.

A Bill to change the line between the counties of Baker and Randolph, so as to include lot of land number ten, in Baker now in Randolph county.

A Bill for the relief of certain persons therein named.

A Bill to prevent persons from Pickens and Anderson districts, in South Carolina, from driving cattle into Rabun county, Georgia.

A Bill to appoint certain persons commissioners to obstruct certain parts of the river Canoochee, in the county of Bryan, &c.

A Bill in relation to the issuing of Change Bills and

Private Banking, to punish for a violation of the same, and for other purposes.

A Bill for the relief of the Receiver of Tax Returns of Washington county.

On motion of Mr. Harper, the Order was suspended, and the House took up Bills for a third reading.

The House took up the report on the Bill to incorporate the town of Jefferson, Jackson county, and appoint commissioners for the same, and agreed thereto ;

The Bill was read the third time and passed, under the title thereof.

The House took up the report on the Bill to reduce the Sheriff's bond of Madison county, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to authorize the Rock Island Factory of Muscogee county to issue and sell their bonds, &c.

On motion of Mr. Woodward, the same was postponed until to morrow.

The House took up the report on the Bill to prevent Deputy Sheriff's of this State from holding the office of Sheriff or Deputy Sheriff for the term of two years after the expiration of the term of their principal ; also, to prevent Sheriffs, after the expiration of their term of office, from holding the office of Deputy Sheriff until after the lapse of two years.

On motion of Mr. Milledge, the same was postponed for the present.

The House took up the report on the Bill to repeal certain parts of "an Act to point out the mode for the collection of rents, approved December 16, 1811, and for other purposes therein mentioned.

On motion the same was postponed for the present.

The House took up the report on the Bill to protect the people of Georgia against corrupt legislation, &c.

On motion, the same was postponed for the present.

The House took up the Report on the Bill to require the several Judges of the Superior Courts of this State, on the trial of all cases before a special jury, whether the same be of a civil or equitable nature, to have all the parol testimony or evidence given in taken down in writing, at the request of either counsel for plaintiff or defendant, &c. ;

Which was, on motion, postponed for the present.

The House took up the report on the Bill to allow the issue of executions in certain cases.

The Committee on the Judiciary moved to amend the same by substituting after the word "may," in the tenth line, for the remainder of the clause down to the provi-

the phrase, "immediately or at any time after the entering up of said judgment, obtain an execution from the clerk of said Court, or Justices of the Peace, when within his jurisdiction, to enforce said judgment ;"

Which was received.

The Committee on the Judiciary moved also to amend by inserting after the word "appeal," in the second line of the proviso of said Bill, the following words, to wit: "or stay execution ;"

Which was received.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to change the mode of taking the census of the State of Georgia, in pursuance of the requirements of the twenty-fifth section of the first article of the Constitution of the State.

The Committee on the Judiciary moved the following as a substitute in lieu thereof, to wit:

A Bill to provide for taking the census of the State of Georgia, in pursuance of the requirements of the twenty-fifth section of the first article of the Constitution of the State of Georgia.

Mr. Tift moved to amend the same by the following additional section, to wit:

*Be it further enacted*, That the Comptroller General shall furnish blank books, with appropriate heads, in which said census takers shall enter the statistics of the property owned by the people of Georgia, and of the different branches of industry pursued ;

Which was rejected.

The substitute offered by the Committee was then received.

The report of the Committee, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to amend the laws of this State governing Executors, Administrators and Guardians ; and also to perfect the title of purchasers under void wills, in certain cases therein specified.

The Committee on the Judiciary moved to amend the same by the addition of the following words to the third section, to wit :

"And if the said Executor or Administrator with the will annexed, has paid over said legacies or delivered said property to the legatees, under said will, then it shall be his duty to turn over to the after appointed representative of said estate, the bonds given by said legatees to refund

said legacies or property so paid or delivered as aforesaid ;”

- Which was received.

The Report of the Committee of the Whole, as amended, was then agreed to.

The Bill was read the third time, and on the question, “ Shall this bill now pass ?” on the call of Mr. Thurmond, and the second of Mr. Jacoway, the yeas and nays were required to be recorded, and are—yeas 15, nays 59.

Those voting in the affirmative are Messrs.

Barr,	Gray,
Barnett, of Butts,	Hackney,
Baugh,	Jackoway,
Bellinger,	McFarland,
Byrd,	Shewmake,
Cannon,	Thurmond,
Chastain,	Wofford.
Grant,	

Those who voted in the negative, are Messrs.

Allred,	Lane,
Anderson, of Franklin,	Langmade,
Anderson, of Wilkes,	Latimer, of Warren,
Armstrong,	Lewis,
Atkinson,	Lochlin,
Barnett, of Henry,	Loveless,
Barlow,	McAfee,
Bivins,	Milledge,
Bloodworth,	Merrell,
Brinson,	Moon,
Bulloch,	Morel,
Cameron, of Chattooga,	Morris,
Christie,	Nasworthy,
Clark, of Oglethorpe,	Phillips,
Cobb, of Dooly,	Pickett,
Dawson, of Greene,	Pierce,
Dawson, of Putnam,	Raulerson,
Dyer,	Reeves,
Erwin, of Forsyth,	Richardson,
Felton,	Scarlett,
Floyd,	Smith, of Hancock,
Fowler,	Sumner,
Gardner,	Thornton,
Gilbert,	Tift,
Gilmore,	Tillman, of Tattnall,
Harris, of Clarke,	Trippe,
Harper,	Waldhour,



Hendrick,  
Henry,  
Irvin, of Wilkes,

Woodward.  
Wynn, of Oglethorpe.

So the Bill was lost.

On motion of Mr. Atkinson, the Order was suspended, and the following Bills of the Senate were taken up and read the first time, to wit :

A Bill to regulate and fix the times for holding the Superior Courts of the Macon circuit.

On motion of Mr. Henry, the following Bill of Senate was taken up and read the second time, and committed for a third reading.

A Bill to incorporate the Ogeechee Plank Road Company, and for other purposes therein mentioned.

The House then adjourned until half past 9 o'clock, to-morrow morning.

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THURSDAY, JANUARY 1, 1852.

Mr. Dawson, of Greene, moved to reconsider so much of the journal of yesterday as relates to the rejection by the House of the Bill to pardon Kinchen P. Boone, of the county of Greene, for the crime of murder ;

Which motion prevailed.

Mr. Trippe moved to suspend the Order to take up the report on the Bill to amend an Act supplementary to the General Tax Laws, approved February 1st, 1850, and to repeal the second and fourth sections of said Act ;

Which motion prevailed.

On motion of Mr. Trippe the Bill was recommitted to a Committee of the Whole.

The House then went into Committee of the Whole, Mr. Bloodworth in the chair, on the Bill to amend an Act supplementary to the General Tax Laws, approved February 1st, 1850, and to repeal the second and fourth sections of said Act, and after spending some time therein the Speaker resumed the chair.

The following message was received from the Senate by Mr. Chisolm, their Secretary, pro tem :

MR. SPEAKER—The Senate has passed the following Bills :

A Bill to relieve James J. B. Crawford, of the county of Madison, from the disabilities and protection of minority.

Also, a Bill to alter and change the name of Robert Fenn, formerly of Clark, now Wilkinson county, to that of Wil-

liam Robert Fenn ; also, the name of William O'Neal, of Lowndes county, to that of William Lindsey, and to legitimize and change the names of certain other persons therein named.

The Senate has also passed the following Bills of the House, with amendments, to which they ask the concurrence of the House of Representatives :

A Bill to change the line of the Western and Atlantic Railroad, so as to run through the town of Cassville.

Also, a Bill to prohibit the sale of deadly weapons, and to prescribe the manner of carrying the same, and to punish for a violation of the same, and to repeal an Act entitled an Act to guard and protect the citizens of this State against the unwarrantable and too prevalent use of deadly weapons, assented to the 25th day of December, 1837.

The House again went into Committee of the Whole, on the Bill last under consideration, Mr. Bloodworth in the chair, and having spent some time therein the Committee arose and reported the Bill back to the House with an amendment ; and on motion, the House took up the report—the Committee having proposed the following proviso to the first section, to wit : “ *Provided*, that the charge of transportation or conveyance on said Railroad shall not hereafter exceed fifty cents per hundred pounds on heavy articles, and ten cents per cubic foot on articles of measurement, for every one hundred miles ;

Which was agreed to.

Mr. Tift moved to postpone the same for the present ;

Which motion prevailed.

The House took up the report on the Bill to lay out and organize a new county from the counties of Cherokee and Gilmer, and attach the same to a Senatorial and Judicial district.

Mr. Pickett moved to amend by striking out the following numbers in the first section, to wit : “ 45, 46, 63, 64,” and insert in lieu thereof the numbers “ 117, 118, 135 and 136,” and also to strike out the word “ Murray ” and insert “ Gordon ; ”

Mr. Hussey moved to postpone the Bill indefinitely ;

Which motion was lost.

The question then recurred on the motion of Mr. Pickett to amend, whereupon, on the call of Mr. Pickett, and the second of Mr. Gilbert, the yeas and nays were required to be recorded, and are—yeas 47, nays 50.

Those who voted in the affirmative, are Messrs.

Anderson, of Franklin,  
Armstrong,

Latimer, of Warren.  
Lochlin,

Barr,	Loveless,
Barlow.	McComb,
Blackwell,	McFarland,
Bloodworth,	Milledge,
Brinson,	Merrell,
Bulloch,	Morris,
Cameron, of Chattooga,	Nasworthy,
Cameron, of Telfair,	Phillips,
Cannon,	Pickett,
Chastain,	Reeves,
Cobb, of Dooly,	Roberts,
Dawson, of Greene.	Robinson, of Laurens,
Erwin, of Forsyth,	Scarlett,
Felton,	Shewmake,
Gilbert,	Smith, of Coweta,
Grant,	Sunner,
Gray,	Thurmond,
Hall,	Tift,
Harper,	Tillman, of Tattnall,
Hill,	Wall,
Hussey,	Wallace,
Latimer, of Cobb,	Williford.

Those voting in the negative, are Messrs.

Allred,	Jackoway,
Anderson, of Wilkes,	Janes,
Atkinson,	Lane,
Barnett, of Butts,	Langmade,
Barnett, of Henry,	Lewis,
Baugh,	McAfee,
Bellinger,	McLain,
Bivins,	Moon,
Byrd,	Mobley,
Christie,	Morel,
Clark, of Oglethorpe,	Perkins,
Clark, of Stewart,	Pierce,
Daniel,	Ramsay,
Dawson, of Putnam,	Raulerson,
Dyer,	Richardson,
Fowler,	Robinson, of Macon,
Floyd,	Russell,
Gardner,	Smith, of Hancock,
Gilmore,	Staten,
Hackney,	Thornton,
Harris, of Clarke,	Trippe,
Harris, of McIntosh,	Waldhour,
Hendrick,	Wofford,
Henry,	Woodward,

Irvin, of Wilkes,                      ·        Wynn, of Oglethorpe.

So the motion to amend was lost.

Mr. Pickett moved to postpone the Bill indefinitely ;  
Which motion prevailed.

The House took up the report on the Bill to provide for the education of a certain number of State Cadets in the Georgia Military Institute.

On motion of Mr. Milledge, the same was postponed for the present.

On motion of Mr. Floyd, the House took up the Bill to appropriate money for the support of the Government for the political years 1852 and 1853, and made the same the Special Order of the Day for Tuesday next.

The House took up the report on the Bill to carry into effect the last paragraph of the eighth section of the third article of the Constitution of this State, and to secure to all persons in this State the right to advocate and defend his or her cause, before any court or tribunal, either in person or by any number of licensed attorneys or advocates deemed expedient by any such person, and to repeal or render null and void a certain rule or law therein specified, and for other purposes therein named.

On motion of Mr. Wofford, the Bill was postponed for the present.

The House took up the report on the Bill to lay out and organize a new county from the counties of Franklin and Elbert, and to provide for the organization of the same.

Mr. Harris, of Clarke, moved to postpone the same for the present ;

Which motion prevailed.

The House took up the report on the Bill to extend the corporate limits of the town of Oxford, in Newton county, and to exempt certain lands therein embraced from any additional rate of taxation, on account of being embraced in said corporate limits and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to amend an Act entitled an Act to amend an Act to incorporate the South Western Railroad Company with power to extend branches to Albany, in the county of Baker, and Fort Gaines, in the county of Early, or to points below those places on the Chattahoochee and Flint rivers, and to punish those who may wilfully injure the same, assented to December 27th, 1845, and for other purposes, approved February 23d, 1850.

Mr. Tift moved to amend by adding the following words

at the end of the first section, to wit: "or the chartered rights of any other incorporated company;"

Which motion prevailed.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to amend an Act entitled an Act to compel the several Banks of this State to redeem their liabilities in specie, and to provide a forfeiture of such as may refuse, assented to on the 18th day of December, 1840; and an Act entitled an Act for the relief of certain Banks which have suspended specie payments, against which judicial proceedings have been instituted, for the forfeiture of their charters, assented to the 10th of December, 1841; and also an Act further amendatory of said Acts, assented to on the 13th of December, 1842;

Which was agreed to.

The Bill was read the third time and passed under the title thereof.

On motion of Mr. Clark, of Stewart, the clerk was instructed to carry the same forthwith to the Senate.

The House took up the report on the Bill to incorporate the Americus Female Institute, in the county of Sumter, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took the report on the Bill to incorporate the Brownwood University, located in Troup county, and to confer powers on the same, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to amend the several Acts of force in relation to the incorporation of the town of LaGrange, in Troup county, so as to extend and define the powers of the corporate authorities of said town, and for other purposes;

Mr. Hill moved to amend by striking out in the first section the word "five," and insert in lieu thereof the word "four;"

Which motion prevailed.

Mr. Hill moved further to amend by striking out the whole of the second section, and insert in lieu thereof the following:

SEC. 2. *Be it further enacted*, That the time of electing said Intendant and Commissioners shall be altered from the second Tuesday in January to the first Saturday in January, and at said election the inhabitants aforesaid shall also vote for and elect a marshal for said town; and

said Intendant and Commissioners shall have full power to enforce all the laws and ordinances of said town, by fines and penalties, which shall be collected by execution, or otherwise, to issue and be levied and enforced as they by ordinance shall direct, by the marshal of said town or by such other person as they shall appoint, and that a majority of said commissioners shall constitute a quorum for the transaction of business.

SEC. 3. *Be it further enacted*, That said Intendant and Commissioners, or a majority of them, shall have power to prohibit, restrict and regulate the sale, vending and distribution of all distilled, spirituous and intoxicating liquor in the corporate limits of said town; and any person or persons violating the ordinances of said Intendant and Commissioners, passed in pursuance of the power granted by this section, shall in addition to the penalty prescribed by said Intendant and Commissioners, be subject to all the pains and penalties to which persons are now subject by law for retailing liquor without license; ”

Which motion prevailed.

The report, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Woodward moved to take up the Bill to be entitled an Act to authorize the Rock Island Factory of Muscogee county to issue and sell the bonds of said Company, and to secure the same, and for other purposes therein named.

The motion being withdrawn, the same was passed over for the present.

The House went into Committee of the Whole, Mr. Wofford in the chair, on the Bill to be entitled an Act “to authorize the Governor of Georgia to issue bonds for two hundred thousand dollars, to be loaned and secured to assist in the construction and equipment of a branch Railroad from the town of Oglethorpe, or some other point on the South Western Railroad, to Albany, in Baker county.” Having spent some time therein, the Committee arose and reported the Bill back to the House with an amendment.

The Report was taken up.

The Committee proposed the following amendment, to wit :

"To add at the end of the first section, the following words, to wit: 'Except as to taxation;'"

Which was agreed to.

Mr. Tift moved to amend further by striking out the following at the end of the second section: "The said company not to be chargeable with interest on said amount until four years from the issuing of said bonds;"

Which motion prevailed.

The report, as amended, was agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Tift, and the second of Mr. Clarke, of Stewart, the yeas and nays were required to be recorded, and are—yeas 44, nays 50.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	McComb,
Atkinson,	McLain,
Barr,	Milledge,
Barnett, of Henry,	Morel,
Bivins,	Morris,
Christie,	Nasworthy,
Clark, of Stewart,	Perkins,
Cobb, of Dooly,	Powell,
Dawson, of Greene,	Ramsay,
Erwin, of Forsyth,	Roberts,
Felton,	Robinson, of Macon,
Fowler,	Russell,
Gilmore,	Scarlett,
Grant,	Smith, of Coweta,
Hall,	Smith, of Hancock,
Harris, of McIntosh,	Staten,
Henly,	Sumner,
Irvin, of Wilkes,	Thornton,
Janes,	Tift,
Langmade,	Wall,
Latimer, of Cobb,	Wofford,
Loveless,	Woodward.

Those voting in the negative are Messrs.

Allred,	Hendrick,
Anderson, of Franklin,	Henry,
Armstrong,	Jackoway,
Barlow,	Lane,
Baugh,	Latimer, of Warren,
Bellinger,	Lewis,
Blackwell,	Lochlin,
Bloodworth,	McAfee,

Brinson,	Merrell,
Bulloch,	Moon,
Byrd,	Mobley,
Cameron, of Chattooga,	Pickett,
Cannon,	Pierce,
Chastain,	Raulerson,
Clark, of Oglethorpe,	Reeves,
Daniel,	Richardson,
Dawson, of Putnam,	Robinson, of Laurens,
Dyer,	Shewmake,
Floyd,	Thurmond,
Gardner,	Tillman, of Tattnall,
Gilbert,	Trippe,
Gray,	Waldhour,
Hackney,	Wallace,
Harris, of Clarke,	Williford,
Harper,	Wynn, of Oglethorpe.

So the Bill was lost.

The House went into Committee of the Whole, Mr. Wofford in the Chair, on the Bill to be entitled "an Act to authorize His Excellency, the Governor of the State of Georgia, to subscribe for stock in the South Western Railroad Company, for the purpose of extending the road of said Company, and to grant further powers to said Company," and having spent some time therein, the Committee arose and reported the Bill back to the House with amendments.

The report was taken up.

The Committee proposed the following amendment, to wit: In the fifth section, after the word "Company," to insert the words "except as to taxation;"

Which was agreed to.

The Committee moved further to amend by adding the following as an additional section:

SEC. —. *And be it further enacted,* That the Governor of the State shall not subscribe for the stock in the Railroad, until and after the Central Railroad Company and the South Western Railroad Company shall have executed and delivered unto the Governor a written guaranty (in form to be approved by him,) to pay to the State of Georgia an annual dividend of six per cent. on the amount of stock subscribed payable semi-annually, from and after the payment of the last instalment of the stock subscribed and owned by the State;

Which was received.

The report as amended was agreed to.

Mr. Thurmond moved to recommit the bill;

Which motion prevailed.



Mr. Atkinson moved to amend, by adding the following proviso, to wit :

*Provided* that said Road shall not discriminate in freight against Oglethorpe and Macon ;

Which was agreed to.

Mr. Thurmond moved further to amend by adding the following proviso at the end of the additional section, to wit : "*Provided*, that nothing in this section shall be so construed as to prevent the State from drawing the full amount of any dividend which said Company may declare on the stock hereby authorized to be taken by the Governor in behalf of the State : "

Which was agreed to.

Mr. Trippe moved to amend by adding after the word "bonds," in the eleventh line of the fourth section, the following proviso: "And, *provided*, that the State shall have the right to redeem said bonds at any time after twenty years from the date of said bonds ; "

Which was agreed to.

The report, as amended, was agreed to, and on the question, "Shall this Bill now pass ?" on the call of Mr. Clark, of Stewart, and the second of Mr. Shewmake, the yeas and nays were required to be recorded, and are—yeas 40, nays 56.

Those voting in the affirmative are Messrs.

Atkinson,	McFarland,
Barnett, of Henry,	Milledge,
Barlow,	Mobley,
Bellinger,	Morel,
Bivins,	Perkins,
Christie,	Powell,
Clark, of Stewart,	Ramsay,
Cobb, of Dooly,	Roberts,
Dawson, of Greene,	Robinson, of Macon,
Felton,	Scarlett,
Gilmore,	Smith, of Coweta,
Hackney,	Smith, of Hancock,
Harris, of McIntosh,	Staten,
Henly,	Tift,
Henry,	Trippe,
Hill,	Waldhour,
Irvin, of Wilkes,	Wall,
Janes,	Williford,
Langmade,	Wofford,
McComb,	Woodward,

Those who voted in the negative, are Messrs.

Allred,	Harper,
Anderson, of Franklin,	Hendrick,
Anderson, of Wilkes,	Jackoway,
Armstrong,	Knox,
Barr,	Lane,
Barnett, of Butts,	Latimer, of Cobb,
Baugh,	Latimer, of Warren,
Blackwell,	Lewis,
Bloodworth,	Lochlin,
Brinson,	Loveless,
Bulloch,	McAfee,
Byrd,	McLain,
Cameron, of Chattooga,	Merrell,
Cameron, of Telfair,	Moon,
Cannon,	Morris,
Chastain,	Nasworthy,
Clark, of Oglethorpe,	Pickett,
Daniel,	Pierce,
Dawson, of Putnam,	Raulerson,
Dyer,	Reeves,
Erwin, of Forsyth,	Richardson,
Floyd,	Russell,
Fowler,	Shewmake,
Gardner,	Sumner,
Gilbert,	Thornton,
Grant,	Thurmond,
Gray,	Tillman, of Tattnall,
Hall,	Wynn, of Oglethorpe.
Harris, of Clarke,	

So the Bill was lost.

The following message was received from His Excellency, the Governor, by Mr. Paine, his Secretary :

MR. SPEAKER : The Governor has approved and signed the following Acts :

An Act to stop the running of the Statute of Limitations, in all cases where the defendant shall abscond or remove beyond the limits of this State.

An Act to add a part of the counties of Murray and Floyd to the county of Gordon; and to add a part of the county of Randolph to the county of Stewart; and to change the line between the counties of Cass and Polk.

An Act to alter and amend the twelfth section of the thirteenth division of the Penal Code of this State, and for other purposes therein contained.

An Act to legalize the November adjourned terms, 1851, of the Superior Courts of the counties of Heard and Troup, and to authorize the Clerks of the Courts of Cobb to trans-

for certain papers to the Clerks of the Courts of Paulding, and to suspend for a limited time an Act to compensate Grand and Petit Jurors of the several counties herein named, so far as regards the county of Hall : and to authorize the Inferior Court of Paulding to draw Grand and Petit Jurors in certain cases and for certain purposes ;

Which have been deposited in the office of the Secretary of State.

The House then adjourned until 7 o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Wofford moved to suspend the Order for the purpose of taking up the amendments of the Senate to certain Bills of the House of Representatives :

Which motion was lost.

The House took up the report on the Bill to define the duties of Grand Jurors, and to alter the oath of Grand Jurors, and agreed thereto :

The Bill was read the third time and lost.

The House took up the report on the Bill to extend and define the corporate limits of the town of Newnan, in the county of Coweta, to provide for the election of Intendant and Commissioners for the same—to define their power, and for other purposes therein named, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House went into Committee of the Whole, Mr. Shewmake in the Chair, on the Bill for the relief of the poor children of the county of Bulloch, and having spent some time therein the Committee arose and reported the Bill back to the House with amendments : and on motion of Mr. Trippe, the same was laid on the table for the balance of the session.

The House took up the report on the Bill to incorporate the Greensborough Female College in the county of Greene, and to appoint Trustees for the same : and to authorize the Trustees of Greensborough Female Academy to convey by deed the lot of land in the town of Greensborough, or adjacent thereto, where the Female Academy now stands, to the Trustees of the Greensborough Female College.

Mr. Dawson moved to substitute the following in lieu of the tenth section, to wit :

*Be it further enacted,* That the Trustees of the Greensborough Female Academy shall have power to sell and

dispose of the Greensborough Female Academy in such manner as they may think proper ;

Which was received.

Mr. Atkinson moved further to amend, by adding the following as an additional section, to wit :

*And be it further enacted,* That the Trustees of the Bibb County Female Academy be and they are hereby authorized to sell and dispose of the said Academy as they may deem proper ;

Which was agreed to :

The report, as amended, was agreed to ;

The Bill was read the third time and passed under the title thereof.

The House went into Committee of the Whole, Mr. Felton in the Chair, on the Bill for the relief of James Gibson, and to authorize and require the Governor to draw his warrant on the Treasury, in his favor, for the sum of nineteen hundred and two dollars and two cents, and having spent some time therein, the Committee arose and reported the Bill back to the House without amendment ;

The House took up the Report.

Mr. Bloodworth moved to strike out the words " nineteen hundred and two dollars and two cents," and insert in lieu thereof " the sum of one thousand dollars ; "

Which motion was lost ;

The Report was then agreed to.

The Bill was read the third time, and on the question, " Shall this Bill now pass," on the call of Mr. Barlow, and the second of Mr. Russell, the yeas and nays were required to be recorded, and are—yeas 76, nays 9.

Those voting in the affirmative are Messrs.

Allred,	Hill,
Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Janes,
Armstrong,	Knox,
Atkinson,	Langmade,
Barr,	Latimer, of Cobb,
Barnett, of Butts,	Latimer, of Warren.
Barnett, of Henry,	Lewis,
Baugh,	Loveless,
Bellinger,	McAfee,
Bivins,	McFarland,
Blackwell,	Merrell,
Byrd,	Mobley,
Cameron, of Chattooga,	Morel,
Cannon,	Morris,
Chastain,	Nasworthy,

Christie,	Perkins,
Clark, of Oglethorpe,	Phillips,
Clark, of Stewart,	Pickett,
Cobb, of Dooly,	Pierce,
Daniel,	Ramsay,
Dawson, of Greene.	Raulerson,
Dawson, of Putnam,	Reeves,
Erwin, of Forsyth,	Richardson,
Felton,	Robinson, of Macon,
Floyd,	Russell,
Fowler,	Shewmake,
Gilbert,	Smith, of Hancock,
Gilmore,	Thornton,
Grant,	Thurmond,
Gray,	Tift,
Hackney,	Tillman, of Tattnall,
Hall,	Trippe,
Harris, of Clarke,	Wall,
Harper,	Williford.
Hendrick,	Wofford,
Henly,	Woodward,
Henry,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Barlow,	McLain,
Bloodworth,	Moon,
Dyer,	Sumner,
Gardner,	Waldhour,
Jackoway,	

So the Bill passed.

The House took up the Report on the Bill to alter the time of holding the Inferior Court for the county of De Kalb ;

Mr. Merrell moved to amend the same, by adding the following as an additional section, to wit :

*And be it further enacted*, That the times of holding the Inferior Courts of the county of Carroll be changed so as to be held, hereafter, on the fourth Monday's in May and November, in each and every year ; *Provided*, that nothing in this Act shall be so construed as to prevent the holding of the regular term of said Court at the time heretofore prescribed by law ;

Which was received ;

The Report, as amended, was agreed to ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to incorporate the Rome Branch Magnetic Telegraph Company, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to lay out and organize a new county from the counties of Habersham, Hall, Jackson and Franklin ;

On motion, the same was indefinitely postponed.

The House went into Committee of the Whole, Mr. Trippe in the Chair, to appropriate a sum of money to lay out and make a good road, leading from the foot of Ramsown Mountain, by Ellijay, in Gilmer county, then to the North Carolina State Road, at the State line between Georgia and North Carolina, and having spent some time therein, the Committee arose and reported the same back to the House with amendments.

The House resumed the further consideration of the Report on the Bill to appropriate a sum of money to lay out and make a good road, leading from the foot of Ramsown Mountain, by Ellijay, Gilmer county, then to the North Carolina State Road, at the State line, between Georgia and North Carolina.

Mr. Wofford moved to amend, by inserting in the second section the name of Lindsey Johnson, of the county of Cass, as a Commissioner ;

Which was agreed to.

Mr. Chastain moved that the House do now adjourn ;

Which motion was lost.

The House resumed the consideration of the Bill.

Mr. Waldhour moved the previous question, and on the question, " Shall the main question be now put ? " on the call of Mr. Wofford, and the second of Mr. Russell, the yeas and nays were required to be recorded, and are—yeas 49, nays 28.

Those who voted in the affirmative, are Messrs.

Allred,	Lewis,
Anderson, of Franklin,	Lochlin,
Anderson, of Wilkes,	Loveless,
Barr,	McAfee,
Barnett, of Henry,	McLain,
Barlow,	Mobley,
Bivins,	Morehouse,
Bulloch,	Morel,
Cameron, of Telfair,	Nasworthy,
Christie,	Phillips,
Clark, of Oglethorpe,	Raulerson,

Cobb, of Dooley,	Richardson.
Dyer.	Robinson, of Macon.
Floyd,	Smith, of Hancock,
Fowler,	Staten,
Gilbert,	Sumner,
Gilmore,	Thornton.
Hackney,	Thurmond,
Hall,	Tift.
Harris, of Clarke.	Tillman, of Tatnall,
Hendrick,	Waldhour,
Henly,	Wall,
Irwin, of Wilkes,	Williford,
Langmade,	Woodward,
Latimer, of Warren,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Atkinson,	Knox,
Baugh,	Lane,
Bellinger.	Latimer, of Cobb,
Bloodworth,	Milledge,
Byrd,	Moon,
Cameron, of Chattooga,	Morris,
Cannon,	Perkins.
Chastain,	Pickett.
Dawson, of Greene,	Pierce,
Dawson, of Putnam.	Ramsay,
Erwin, of Forsyth,	Russell,
Felton,	Shewmake,
Gardner,	Trippe,
Grant,	Wofford.

So the call for the previous question was sustained.

On motion of Mr. Russell, the House then adjourned until half past 9 o'clock, to-morrow morning.

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FRIDAY, JAN. 2, 1852.

Mr. Clark, of Stewart, moved to reconsider so much of the journal of yesterday as relates to the rejection by the House of the Bill "to authorize His Excellency, the Governor of the State of Georgia, to subscribe for stock in the South Western Railroad Company, for the purpose of extending the road of said Company, and to grant further powers to said Company ;"

Whereupon, on the call of Mr. Clarke, of Stewart, and

the second of Mr. Morehouse, the yeas and nays were required to be recorded, and are—yeas 50, nays 42.

Those voting in the affirmative are Messrs.

Allred,	McLain,
Atkinson,	Morehouse,
Barnett, of Henry,	Morel,
Barlow,	Morris,
Bellinger,	Perkins,
Bivins,	Pickett,
Christie,	Pierce,
Clark, of Stewart,	Ramsay,
Cobb, of Dooly,	Roberts,
Dawson, of Greene,	Robinson, of Laurens,
Erwin, of Forsyth,	Robinson, of Macon,
Felton,	Russell,
Gilmore,	Scarlett,
Grant,	Shewmake,
Hackney,	Smith, of Coweta,
Hall,	Smith, of Hancock,
Harris, of McIntosh,	Staten,
Henly,	Tift,
Hill,	Trippe,
Irvin, of Wilkes,	Waldhour,
Jackoway,	Wall,
Janes,	Wallace,
Langmade,	Williford,
McComb,	Wofford,
McFarland,	Woodward,

Those voting in the negative are Messrs.

Anderson, of Franklin,	Harris, of Clarke,
Anderson, of Wilkes,	Harper,
Armstrong,	Hendrick,
Barnett, of Butts,	Lane,
Baugh,	Latimer, of Cobb,
Blackwell,	Lewis,
Bloodworth,	Lochlin,
Brinson,	Loveless,
Bulloch,	McAfee,
Byrd,	Merrell,
Cameron, of Chattooga,	Moon,
Cannon,	Nasworthy,
Chastain,	Phillips,
Clark, of Oglethorpe,	Raulerson,
Daniel,	Reeves,
Dawson, of Putnam,	Richardson,



Dyer,	Sumner,
Floyd,	Thornton,
Gardner,	Thurmond,
Gilbert,	Tillman, of Tattnall,
Gray,	Wynn, of Oglethorpe,

So the House agreed to reconsider.

Mr. Russell moved to reconsider so much of the journal of yesterday as relates to seconding by the House of the call for the previous question on the Bill to appropriate a sum of money to lay out and make a good road, leading from the foot of Ramsown Mountain, by Ellijay, in Gilmer county; thence to the North Carolina State Road, at the State line between Georgia and North Carolina.

Whereupon, on the call of Mr. Pickett, and the second of Mr. Russell, the yeas and nays were required to be recorded, and are—yeas 48, nays 46.

Those voting in the affirmative are Messrs.

Allred,	Hill,
Armstrong,	Irvin, of Wilkes,
Atkinson,	Jackoway,
Barr,	Janes,
Barnett, of Butts,	Loveless,
Barlow,	McFarland,
Bellinger,	Merrell,
Byrd,	Morehouse,
Cameron, of Telfair,	Morel,
Cannon,	Morris,
Chastain,	Perkins,
Christie,	Pickett,
Clark, of Stewart,	Pierce,
Dawson, of Greene,	Roberts,
Dyer,	Robinson, of Laurens,
Ewin, of Forsyth,	Robinson, of Macon,
Felton,	Russell,
Gilbert,	Shewmake,
Gilmore,	Smith, of Coweta,
Grant,	Tift,
Hackney,	Trippe,
Harris, of McIntosh,	Wallace,
Henly,	Wofford,
Henry,	Woodward.

Those voting in the negative are Messrs.

Anderson, of Franklin,	Latimer, of Warren,
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Anderson, of Wilkes,	Latimer, of Cobb,
Barnett, of Henry,	Lewis,
Baugh,	Lochlin,
Bivins,	McAfee,
Bloodworth,	McComb,
Brinson,	McLain,
Bulloch,	Moon,
Cameron, of Chattooga,	Mobley,
Clark, of Oglethorpe,	Nasworthy,
Cobb, of Dooly,	Phillips,
Daniel,	Ramsey,
Dawson, of Putnam,	Raulerson,
Floyd,	Reeves,
Gardner,	Richardson,
Gray,	Staten,
Hall,	Sumner,
Harris, of Clarke,	Thornton,
Harper,	Thurmond,
Hendrick,	Tillman, of Tattnall,
Knox,	Waldhour,
Lane,	Williford,
Langmade,	Wynn, of Oglethorpe.

So the House agreed to reconsider.

Mr. Chastain moved to reconsider so much of the journal of yesterday as relates to the rejection by the House of the Bill to authorize the Governor of Georgia to issue bonds for two hundred thousand dollars, to be loaned and secured to assist in the construction and equipment of a branch Railroad from the town of Oglethorpe, or some other point on the South Western Railroad, to Albany, in Baker county.

Whereupon, on the call of Mr. Tift, and the second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 51, nays 45.

Those voting in the affirmative, are Messrs.

Atkinson,	McComb,
Barr,	McFarland,
Barlow,	McLain,
Bivins,	Milledge,
Cannon,	Morehouse,
Chastain,	Morel,
Christie,	Morris,
Clark, of Stewart,	Nasworthy,
Cobb, of Dooly,	Perkins,

Dawson, of Putnam,	Pickett,
Erwin, of Forsyth,	Pierce,
Felton,	Ramsay,
Fowler,	Roberts,
Gilmore,	Robinson, of Laurens,
Grant,	Robinson, of Macon,
Hall,	Russell,
Harris, of McIntosh,	Smith, of Coweta,
Henly,	Smith, of Hancock,
Henry,	Staten,
Hill,	Tift,
Irvin, of Wilkes,	Waldhour,
Jackoway,	Wall,
Janes,	Wallace,
Langmade,	Wofford,
Latimer, of Cobb,	Woodward.
Loveless,	

Those voting in the negative are Messrs.

Allred,	Hendrick,
Anderson, of Franklin,	Lane,
Anderson, of Wilkes,	Latimer, of Warren,
Armstrong,	Lewis,
Barnett, of Butts,	Lochlin,
Barnett, of Henry,	McAfee,
Baugh,	Merrell,
Bellinger,	Moon,
Bloodworth,	Mobley,
Brinson,	Phillips,
Bulloch,	Raulerson,
Byrd,	Reeves,
Cameron, of Chattooga,	Richardson,
Clark of Oglethorpe,	Scarlett,
Daniel,	Shewmake,
Dawson, of Greene,	Summer,
Dyer,	Thornton,
Floyd,	Thurmond,
Gardner,	Tillman, of Tattnall,
Gilbert,	Trippe,
Gray,	Williford,
Hackney,	Wynn, of Oglethorpe.
Harper,	

So the House agreed to reconsider.

Mr. Floyd moved to suspend the Order to offer a resolution ; which motion prevailed.

Mr. Floyd then offered a resolution requiring the Governor in paying appropriations of the present Legislature, to first set aside a sum to pay the annual reduction and interest of the public debt, &c.

The following message was received from the Senate by Mr. Chisolm, their Secretary, pro tem :

MR. SPEAKER—The Senate has passed the following Bills, to wit :

A Bill to provide for a full return of the effective militia strength of this State.

Also, a Bill to revive and make of force an Act to incorporate the Thomaston and Barnesville Railroad Company, with power to construct a Railroad from some point on the Monroe Railroad, at or near Barnesville, in Pike county, to the town of Thomaston, in Upson county, and to punish persons who may wilfully injure the same, and to confer all corporate powers necessary to effect said object, assented to December 3d, 1839.

The House then proceeded with the unfinished business of yesterday, which was the report of the Committee of the Whole on the Bill to make a road from the foot of Ramsown Mountain, to Ellijay, in Gilmer county, &c.

The Committee of the Whole moved to amend by striking out the word "Forester," and inserting the word "Fingcade; "

Which was received.

Mr. Bird moved to amend by inserting the name of "James M. Field," as one of the Commissioners.

Mr. Harris, of McIntosh, moved to amend by adding the following proviso, to wit :

*Provided*, That nothing herein shall be so construed as to locate said road on any particular route, or requiring its running to Ramsown Mountain, but that the following persons be appointed to locate and lay out said road on the nearest and most practicable route from Ellijay to the Western and Atlantic Railroad—J. S. Radcliff, of the county of Union; W. R. Young, of the county of Gilmer; J. R. Parrott, William Hartrell, James Freeman, and D. M. Hood, and that they shall reconnoitre and lay out said road, on the best route and most practicable to intersect the State Road;

Which was rejected.

The report of the Committee of the Whole, as amended, was then agreed to.

The Bill was read the third time, and Mr. Tillman called for the "the previous question," and on the question "Shall the main question be now put?" on the call of Mr. Wofford, and the second of Mr. Russell, the yeas and nays were required to be recorded, and are—yeas 67, nays 26.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Knox,
Anderson, of Wilkes,	Lane,
Armstrong,	Langmade,
Barr,	Latimer, of Cobb,
Barnett, of Henry	Latimer, of Warren,
Baugh,	Lewis,
Bivins,	Lochlin,
Blackwell,	Loveless,
Bloodworth,	McAfee,
Brinson,	McLain,
Bulloch,	Moon,
Cameron, of Chattooga,	Mobley,
Cameron, of Telfair,	Morel,
Clark, of Oglethorpe,	Morris,
Clark, of Stewart,	Nasworthy,
Daniel,	Phillips,
Dawson, of Greene,	Ramsey,
Dawson, of Putnam,	Raulerson,
Dyer,	Reeves,
Erwin, of Forsyth,	Richardson,
Floyd,	Robinson, of Laurens,
Fowler,	Robinson, of Macon,
Gardner,	Smith, of Hancock,
Gilbert,	Staten,
Gilmore,	Sumner,
Grant,	Thornton,
Gray,	Thurmond,
Hall,	Tillman, of Tattnall,
Harris, of Clarke,	Trippe,
Harris, of McIntosh,	Waldhour,
Harper,	Wall,
Hendrick,	Wallace,
Henly,	Williford,
Hill,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

Those who voted in the negative, are Messrs.

Allred,	Janes,
Atkinson,	McFarland,
Barnett, of Butts,	Milledge,
Barlow,	Merrell,
Bellinger,	Perkins,
Byrd,	Pickett,
Cannon,	Pierce,
Chastain,	Roberts,
Christie,	Russell,

Cobb, of Dooly,	Scarlett;
Felton,	Smith, of Coweta,
Henry,	Tift,
Jackway,	Wofford.

So the call for the previous question was sustained.

Mr. Wofford moved that the House do now adjourn ;  
Which motion was lost.

The question then recurred on the passage of the Bill, and on the question, "Shall this Bill now pass"—on the call of Mr. Felton, and the second of Mr. Wofford, the yeas and nays were required to be recorded, and are, yeas 14, nays 83.

Those voting in the affirmative are Messrs.

Bellinger,	Milledge,
Byrd,	Pickett,
Cannon,	Pierce,
Chastain,	Roberts,
Christie,	Russell,
Felton,	Smith, of Hancock,
Janes,	Wofford.

Those voting in the negative are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Lane,
Anderson, of Wilkes,	Langmade,
Armstrong,	Latimer, of Cobb,
Atkinson,	Latimer, of Warren,
Barr,	Lewis,
Barnett, of Butts,	Lochlin,
Barnett, of Henry,	Loveless,
Baugh,	McAfee,
Bivins,	McComb,
Blackwell,	McFarland,
Bloodworth,	McLain,
Brinson,	Merrell,
Bulloch,	Moon,
Cameron, of Chattooga,	Mobley,
Cameron, of Telfair,	Morehouse,
Clark, of Oglethorpe,	Morris,
Clark, of Stewart,	Nasworthy,
Cobb, of Dooly,	Perkins,
Daniel,	Phillips,
Dawson, of Greene,	Powell,
Dawson, of Putnam,	Ramsay,

Dyer,	Raulerson,
Erwin, of Forsyth,	Reeves,
Floyd,	Richardson,
Fowler,	Robinson, of Laurens,
Gardner,	Robinson, of Macon,
Gilbert,	Shewmake,
Gilmore,	Smith, of Coweta,
Grant,	Staten,
Gray,	Sumner,
Hackney,	Thornton,
Hall,	Thurmond,
Harris, of Clarke,	Tift,
Harris, of McIntosh,	Tillman, of Tattnall,
Harper,	Trippe,
Hendrick,	Waldhour,
Henly,	Wall,
Henry,	Wallace,
Hill,	Williford,
Irvin, of Wilkes,	Woodward,
Jackoway,	Wynn, of Oglethorpe,

So the Bill was lost.

Mr. Henry, from the Committee on the Judiciary, to whom was referred the Bill to authorize husbands to sue for and recover all the property, real and personal, of their deceased wives, without administering on their estates, &c., reported the same back to the House and advised against its passage.

Mr. Henry, also from the same Committee, to whom was referred a Bill to amend the claim laws of this State, reported the same back to the House and recommended its passage, with amendments.

On motion of Mr. Trippe, the Order was suspended, and the House took up the report on the Bill to authorize the Rock Island Factory of Mascogee county, to issue and sell the bonds of said Company, and to secure the same, and for other purposes therein named.

Mr. Woodward moved to amend the same by adding the following as an additional section, to wit :

*And be it further enacted*, That the said bonds may be drawn payable in money, or in the stock of the Company, at the option of the holder or holders, at such time and upon terms as may be set forth in the bonds.

*Be it further enacted*, If the holder or holders of any of the bonds, shall elect to take such stock in payment instead of money, the Directors, through their proper officers, shall be authorized to issue shares of stock at one hundred dollars per share, and the holders thereof shall

be entitled to the same privileges and benefits and franchises as the present stockholders of said Rock Island Factory;" and the same was agreed to.

Mr. Wofford moved further to amend by adding the following proviso, to wit: *Provided*, the private property of the stockholders shall be responsible for the redemption of the said bonds in proportion to the stock held by them;

Which was agreed to.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to incorporate the Santillo Plank Road Company and to grant the unsurveyed portions of the Okefenokee Swamp to said Company on certain conditions.

On motion of Mr. Henry, the same was passed over for the present.

The House went into Committee of the Whole, Mr. Wofford in the Chair, on the Bill to appropriate and allow Dade county the amount of money for the years 1848, 1849 and 1850, which said county would have been entitled to as her share of the Poor School Funds, &c., and having spent some time therein, the Committee rose and reported the Bill back to the House with amendments.

The report of the Committee was then taken up.

The Committee of the Whole reported the following as a substitute for the same, to wit:

A Bill to allow Dade county the amount of the Poor School Fund to which said county was entitled for the year eighteen hundred and fifty; which was received.

The report of the Committee of the Whole, as amended, was then agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Jacoway, and the second of Mr. Wofford, the yeas and nays were required to be recorded, and are—yeas 22, nays 60.

Those voting in the affirmative are Messrs.

Atkinson,  
Bloodworth,  
Chastain,  
Gilbert,  
Jackoway,  
McComb,  
McLain,  
Merrell,  
Morehouse,  
Perkins,

Pierce,  
Powell,  
Reeves,  
Robinson, of Laurens,  
Robinson, of Macon,  
Smith, of Coweta,  
Sumner,  
Thurmond,  
Trippe,  
Wall,



Phillips,

Wofford.

Those voting in the negative are Messrs.

Allred,	Hall,
Anderson, of Franklin,	Harris, of Clarke,
Anderson, of Wilkes,	Harper,
Armstrong,	Hendrick,
Barr,	Henly,
Barnett, of Butts,	Henry,
Barlow,	Knox,
Baugh,	Lane,
Bellinger.	Latimer, of Cobb,
Bivins,	Latimer, of Warren,
Blackwell,	Lewis,
Brinson,	Lochlin,
Bulloch,	Loveless,
Byrd,	McAfee,
Cameron, of Chattooga,	Moon,
Cameron, of Telfair,	Morel,
Cannon,	Morris.
Christie,	Nasworthy,
Clark, of Oglethorpe,	Pickett,
Clark, of Stewart,	Ramsay,
Cobb, of Dooly,	Richardson,
Daniel,	Scarlett,
Dawson, of Greene,	Shewmake,
Dawson, of Putnam.	Thornton.
Dyer,	Tift,
Erwin, of Forsyth,	Tillman, of Tattnall,
Felton,	Waldhour,
Floyd,	Wallace.
Gardner,	Williford,
Gilmore,	Woodward,
Hackney,	Wynn, of Oglethorpe.

So the Bill was lost.

The House took up the report of the Committee on the Bill to amend an Act to authorize the Savannah and Albany Railroad Company to make and use a Plank Road.

On motion, the same was passed over for the present.

The House took up the report on the Bill to point out the better mode for the education of poor children in the county of Lincoln.

On motion, the same was ordered to lay on the table for the present.

The House took up the report on the Bill to amend an Act entitled an Act to authorize all free white citizens of

the State of Georgia, and such others as they may associate with them, to prosecute the business of manufacturing, with corporate powers and privileges, passed on December 21d, 1847, so far as the Hancock Manufacturing Company are concerned, and to incorporate said Company, and to grant said Company certain privileges.

Mr. Wofford moved to amend by adding the following to the end of the third section, to wit: *Provided*, that the private property of the Stockholders shall be liable for the debts of the Company, in proportion to the stock held by each Stockholder;

Which was agreed to.

The report of the Committee, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House went into Committee of the Whole, Mr. Milledge in the Chair, on the Bill for the relief of John M. Wilhite, of the county of Jackson, and having spent some time therein, the Committee rose and reported the Bill back to the House with progress thereon, and asked leave to sit again.

On motion of Mr. Thurmond, the report was laid on the table for the present.

The House took up the report on the Bill to prescribe the mode of compensating jurors of the Superior and Inferior Courts of the counties of Lumpkin and Habersham.

The Special Committee, to whom the Bill was referred, moved that the county of Murray be added to the caption and body of the Bill;

Which was agreed to.

The Bill was read the third time and passed under the title thereof, as amended.

The House took up the report on the Bill supplemental to an Act to incorporate the Cherokee Insurance and Banking Company.

On motion of Mr. Shewmake, the same was postponed indefinitely.

The House took up the report on the Bill for the relief of William White and others, of Jackson county.

On motion of Mr. Harris, of Clarke, the same was passed over for the present.

The House took up the report on the Bill for the relief and benefit of Jemima Greene, of the county of Irwin.

On motion of Mr. Trippe, the same was passed over for the present.

The House went into Committee of the Whole, Mr. Perkins in the chair, on the Bill to appoint Commissioners for certain purposes therein specified; and to authorize the

Tax Collector of Tattnall county, to pay over to said Commissioners one-half of the State Tax collected in said county for the political year 1852, and having spent some time therein, the Committee rose and reported the Bill back to the House without amendment.

Mr. Chastain moved to postpone the same indefinitely.

Whereupon, on the call of Mr. Tillman, and the second of Mr. Jackoway, the yeas and nays were required to be recorded, and are—yeas 54, nays 32.

Those voting in the affirmative are Messrs.

Allred,	Harris, of Clarke,
Anderson, of Franklin,	Harper,
Armstrong,	Hendrick,
Barr,	Henly,
Barnett, of Butts,	Irvin, of Wilkes,
Baugh,	Jackoway,
Bivins,	Knox,
Blackwell,	Lane,
Bloodworth,	Latimer, of Cobb,
Brinson,	Latimer, of Warren,
Bulloch,	Lochlin,
Chastain,	Loveless,
Clark of Oglethorpe,	Mobley,
Cobb, of Dooly,	Nasworthy,
Dawson, of Putnam,	Pickett,
Dyer,	Pierce,
Erwin, of Forsyth,	Ramsay,
Felton,	Reeves,
Floyd,	Russell,
Fowler,	Scarlett,
Gardner,	Smith, of Hancock,
Gilbert,	Thurmond,
Gilmore,	Trippe,
Grant,	Wall,
Gray,	Wallace,
Hackney,	Wofford,
Hall,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Atkinson,	Milledge,
Bartow,	Merrell,
Barnett, of Henry,	Morel,
Bellinger,	Morris,
Cameron, of Chattooga,	Powell,
Cannon,	Raulerson,
Christie,	Roberts,

Daniel,	Robinson, of Laurens,
Harris, of McIntosh,	Smith, of Coweta,
Henry,	Staten,
Janes,	Sumner,
Langmade,	Thornton,
McAfee,	Tift,
McFarland,	Tillman, of Tattnall,
McLain,	Waldhour,
Shewmake,	Woodward.

So motion to postpone indefinitely prevailed.

The House took up the report on the Bill to change the boundary line between the counties of Greene and Taliaferro, and on motion of Mr. Trippe, the same was passed over for the present.

The House then adjourned until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

On motion of Mr. Milledge the Order was suspended and the House took up the report on the Bill for the relief of Jemima Greene, of the county of Irwin.

Mr. Milledge moved to amend the same by inserting the following to the first section, after the word "manner," to wit: "And all such property as may have hitherto descended to her by any means before specified, but not reduced to possession ;

Which was agreed to.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House went into Committee of the Whole, Mr. Perkins in the Chair, on the Bill for the relief of John M. Wilhite, of the county of Jackson, and having spent some time therein, the Committee rose and reported the Bill back to the House without amendment.

The report was then taken up.

Mr. Perkins moved to amend the same by the following additional section, to wit :

SECTION 2. *Be it further enacted*, That the further sum of twenty-five cents, paid by the said Wilhite to the person to whom he gave in, with interest for fifteen years, be also refunded to him ;

Which was received.

The Report of the Committee of the Whole, as amended, was then agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass," on the call of Mr. Thurmond, and the second of Mr. Harris, the yeas and nays were required to be recorded, and are—yeas 37, nays 53.

Those voting in the affirmative are Messrs.

Bartow,	Nasworthy,
Baugh,	Pierce,
Bloodworth,	Ramsay,
Bulloch,	Raulerson,
Chastain,	Richardson,
Erwin, of Forsyth,	Robinson, of Laurens,
Fannin,	Robinson, of Macon,
Gilbert,	Scarlett,
Hackney,	Shewmake,
Harris, of Clarke,	Smith, of Coweta,
Harris, of McIntosh,	Staten,
Harper,	Thornton,
Hendrick,	Thurmond,
Henry,	Trippe,
Hill,	Wall,
Irvin, of Wilkes,	Wofford,
McFarland,	Woodward,
Milledge,	Wynn, of Oglethorpe.
Morel,	

Those who voted in the negative, are Messrs.

Allred, ' "	Hall,
Anderson, of Franklin,	Henly,
Anderson, of Wilkes,	Jackoway,
Armstrong,	Janes,
Barr,	Knox,
Barnett, of Butts,	Lane,
Barnett, of Henry,	Langmade,
Barlow,	Latimer, of Cobb,
Bellinger,	Latimer, of Warren,
Bivins,	Lochlin,
Blackwell,	Loveless,
Brinson,	Lowe,
Byrd,	McAfee,
Cameron, of Telfair,	McLain,
Cannon,	Merrell,
Christie,	Moon,
Clark, of Oglethorpe,	Mobley,
Cobb, of Dooly,	Morris,
Daniel,	Phillips,
Dawson, of Greene,	Pickett,

Dawson, of Putnam,	Roberts,
Dyer,	Sumner,
Felton,	Tift,
Gardner,	Tillman, of Tattnall,
Gilmore,	Waldhour,
Grant,	Wallace.
Gray,	

So the Bill was lost.

The House took up the report on the Bill for the pardon of John D. Malone, otherwise called John D. Hall, of the county of Greene, for the crime of murder.

Mr. Harper moved the indefinite postponement of the Bill ;

Whereupon, on the call of Mr. Dawson, of Greene, and the second of Mr. Armstrong, the yeas and nays were required to be recorded, and are—yeas 68, nays 17.

Allred,	Henly,
Anderson, of Franklin,	Henry,
Anderson, of Wilkes,	Irvin, of Wilkes,
Bartow,	Janes,
Barr,	Knox,
Barnett, of Butts,	Lane,
Baugh,	Latimer, of Warren,
Bellinger,	Lochlin,
Bivins,	Loveless,
Blackwell,	McAfee,
Bloodworth,	McLain,
Brinson,	Milledge,
Bulloch,	Merrell,
Byrd,	Moon,
Cameron, of Chattooga,	Morehouse,
Cameron, of Telfair,	Morel,
Cannon,	Nasworthy,
Chastain,	Pickett,
Christie,*	Pierce,
Clark, of Oglethorpe,	Ramsey,
Daniel,	Raulerson,
Dawson, of Putnam,	Richardson,
Dyer,	Robinson, of Macon,
Felton,	Scarlett,
Floyd,	Sumner,
Fowler,	Tift,
Gilmore,	Tillman, of Tattnall,
Grant,	Trippe,
Hackney,	Waldhour,
Hall,	Wofford,

Harris, of Clarke.  
Harper,  
Hendrick,

Woodward,  
Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Armstrong,  
Barnett, of Henry,  
Barlow,  
Dawson, of Greene,  
Ewin, of Forsyth,  
Fannin,  
Gilbert,  
Gray,  
Harris, of McIntosh,  
Langmade,

Latimer, of Cobb,  
Lowe,  
McFarland,  
Mobley,  
Perkins,  
Phillips,  
Robinson, of Laurens,  
Smith, of Coweta,  
Smith, of Hancock,  
Thornton.

So the Bill was postponed indefinitely.

The House took up the report on the Bill to authorize George L. Bird, of the county of Taliaferro, to practice physic on the Homeopathic system, and to charge and collect compensation for his services.

On motion, the same was passed over for the present.

The House took up the report on the Bill to liberate and set free a negro man by the name of Ransom, the property of the State, and for other purposes therein named.

On motion of Mr. Hill, the same was laid on the table for the balance of the session.

The House took up the report on the Bill to authorize the Justices of the Inferior Court of Walton county, to pay to Thomas G. Wood, a sum of money out of the Poor School Fund.

Mr. Barnett, of Henry, moved to amend by adding the following additional section, to wit :

That the Justices of the Inferior Court of Henry county, or a majority of said Court, shall be authorized to draw the Poor School money for the present year; and they are hereby required to pay William Hadden sixteen dollars and ninety-five cents, for teaching a part of the poor children of said county of Henry, for the year 1848, for which the Court failed to pay said Hadden; *Provided*, that said Hadden establish his account by oath;

Which was agreed to.

The report, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof, as amended.

The House took up the report on the Bill to incorporate

the Georgia Mechanical Institute in the city of Macon, and confer certain privileges upon the same ;

The report was agreed to.

The Bill was read the third time and passed, under the title thereof.

The House went into Committee of the Whole, Mr. Hill in the Chair, on the Bill for the relief of James Mapp, deceased, of Greene county, and having spent some time therein, the Committee rose and reported the Bill back to the House without amendments ;

The report was then taken up and agreed to.

The Bill was read the third time and passed under the title thereof.

The House went into Committee of the Whole, Mr. Henry in the Chair, on the Bill for the relief of Richard Bassett, of the county of Bibb, and having spent some time therein, the Committee rose and reported the Bill back to the House with amendments.

The Committee proposed to amend by striking out the following words in the first section, to wit: "That the Treasurer of Georgia be and he is hereby authorized and required to refund," and insert in lieu thereof, "That the Governor be and he is hereby authorized, to draw his warrant on the Treasury of," and also to add the following additional sections :

SECTION 2. *And be it further enacted*, That should said sum of money, or any part thereof, remaining unpaid, it shall and may be lawful for the Comptroller General to make a settlement with said Bassett without requiring any extra interest over and above seven per cent., and it shall be lawful for the Sheriff of Bibb county, or his deputy, or any other person in whose hands said money may have been paid, to return to the said Bassett, or the securities on his official bond as Tax Collector of the county of Bibb ;

Which amendments were severally received.

The report, as amended, was then agreed to.

The Bill was read the third time and lost.

The House took up the report on the Bill to allow Margaret Young, late Margaret Oliver, to marry again, and for her relief ; and agreed thereto.

The Bill was read the third time and passed under the title thereof.

On motion of Mr. Scarlett, the House then adjourned until 7 o'clock, P M.



A Bill to appropriate money for the support of the Deaf and Dumb Asylum for 1852 and 1853; and for other purposes;

A Bill for the relief of Appling county;

A Bill to give to the owners of saw mills, in this State, a lien on the building for the payment of lumber;

A Bill to authorize and require the Justices of the Inferior Court of the county of DeKalb, to pay J. G. Snead, out of the Poor School Fund of said county, for the years 1851 or 1852, the amount he was entitled to receive for teaching poor children in the years 1846, 1847 and 1850;

A Bill to extend the provisions of the Act entitled an Act to amend the several Acts now in force regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the county of Chatham, and to provide for the mode of collecting the same, approved December 19, 1849; and also the Act entitled to amend the several Acts regulating Justices' Courts so far as regards the county of Chatham, approved December 19th, 1849, to the county of Effingham, and to the Justices' Courts, Magistrates and Constables of said county:

A Bill to repeal a portion of the Act to compensate Petit Jurors in the county of Hancock;

A Bill to authorize the Justices of the Inferior Court to grant private ways on certain conditions;

A Bill to authorize James Daniel, of the county of Madison, to establish a ferry on his own land in said county, and to regulate the same;

A Bill to repeal an Act passed December 29th, 1847, to alter the line between the counties of Jones and Jasper;

A Bill to refund to A. J. Taylor, former Tax Collector of Lumpkin county, the sum of fifty-four dollars and thirty-three cents, which was overpaid by him into the Treasury, in the year 1845;

A Bill to alter and amend an Act to authorize certain commissioners therein named, to raise by lottery the sum of three thousand dollars for the use of the DeKalb Academy, and also to authorize the Inferior Court to vest one thousand dollars of the Inferior Court's funds in said lottery, assented to December 23d, 1826, so as to appoint new commissioners in lieu of some of them therein named, and to assist in raising funds to erect a suitable academy for a female school;

A Bill to separate the offices of Tax Collector and Receiver of Tax Returns in the county of Dooly;

A Bill to legalize the Acts of certain Deputy Clerks therein named;

A Bill to change the names and legitimize certain persons therein named, and for other purposes;

SEVEN O'CLOCK, P M.

On motion of Mr. Floyd, the following Bills were severally read the second time, and committed for a third reading, to wit :

A Bill for the relief of Reuben S. Willingham, Tax Collector of Lincoln county ;

A Bill to provide for the registry of births, and deaths, and marriages, in the State of Georgia ;

A Bill for the relief of James Newton, of Jasper county ;

A Bill to make penal the killing, purloining or enticing away certain birds and domestic animals ;

On motion of Mr. Bellinger, the same was referred to the Committee on the Penitentiary.

A Bill to remove an election precinct in the county of Talbot ;

A Bill to lay out and organize a new county from the counties of Warren, Jefferson and Washington, and to provide for the organization of the same ;

A Bill to repeal an Act entitled an Act to compensate Petit Jurors of the Superior and Inferior Courts, so far as relates to the counties of Camden, assented to December 21st, 1835 ;

A Bill to establish lost papers in the Justices Courts of this State, and for other purposes therein specified ;

A Bill to fix the times of holding the Superior Courts of the South Western Circuit, and to authorize the Judge of said Circuit to draw two panels of Grand Jurors for Lee county ;

A Bill to incorporate Newnan Female College ;

A Bill to compel the Tax Receivers and Collectors of Coweta county, to visit the houses of all widows in said county, before returning them as defaulters ;

A Bill to reduce the Sheriff's Bond of the county of Bryan ;

A Bill to prescribe the manner in which the laws of this State shall be printed and published ;

A Bill to appropriate money for the completion of a road across the great Blue Ridge mountains, from Dahlonega, Lumpkin county, to Blairsville, Union county, and to appoint Commissioners, &c. ;

A Bill to alter and change the county line between the counties of Meriwether and Coweta, so as to add lots six and twenty-seven, in the eleventh district of originally Troup, now Meriwether county, to the county of Coweta ;

A Bill to amend the several Acts of force in this State, authorizing the Courts of Ordinary to appoint their Clerks Administrators, in certain cases ;

A Bill to amend an Act entitled an Act to alter and

amend the several Acts in relation to itinerant traders, &c.;

A Bill to keep open, remove and prevent obstructions to the free passage of fish, &c., in the Hiwassee river, from the North Carolina line to Osborne's Mills, Union county;

A Bill to amend an Act entitled an Act to incorporate Concord Church, in Tattnall county, approved February 5th, 1850, so far as relates to the name of said Church ;

A Bill to amend an Act to authorize parties to compel discoveries at common law ; and to prevent the abuse of the same ;

A Bill to authorize the Governor to issue a grant for a certain lot of land therein named, to Zadock Bonner, upon the conditions therein specified ;

A Bill to alter and change the line between the counties of Macon and Crawford, so as to add to and include within the said county of Macon lots number 122 and 137, of the eighth district of originally Houston, now Crawford county ;

A Bill to regulate elections for members of the General Assembly, to point out the mode of taking testimony in contested elections, and to punish certain offenders ;

A Bill to authorize certain persons therein named to clear out and improve the navigation of the Chattahoochee river, above where it is crossed by the Western and Atlantic Railroad, and for other purposes therein named ;

A Bill to incorporate the Zebulon Branch Railroad Company ;

A Bill to regulate the offices of Secretary of Senate and Clerk of House of Representatives ;

A Bill to make a new county out of Gilmer and Union counties ;

A Bill to incorporate the Talbotton Railroad Company ;

A Bill for the exemption of the Faculty and Students of Emory College, and the preparatory departments thereof, from Militia duty and street working ;

A Bill to amend an Act entitled an Act to amend the several Acts now in force regulating the fees of Magistrates and Constables of this State, so far as relates to the county of Baldwin ;

A Bill to authorize certain persons to peddle and vend goods, wares, and merchandise, without the payment of fee or license ;

A Bill to authorize parties litigant, or parties in interest, or plaintiffs or defendants, to testify in civil causes in any of the Courts in this State, on certain conditions, and to authorize parties plaintiff to procure testimony of the opposing party or any party in interest.

A Bill to repeal the first and second sections of an Act, approved 23rd February, 1850, entitled an Act to curtail

the labor of the Clerk of the Supreme Court, and to reduce the cost in said Court, and to authorize amendments in said Court ;

A Bill for the relief of Moses Sheftall, Rebecca B. Cohen, and Birla S. Solomon, heirs of Dr. Moses Sheftall, deceased ;

A Bill to alter and amend the fourth section of an Act, entitled an Act to amend the twenty-sixth section of the Judiciary Act, passed, December 16th, 1799 ; also, to prevent a fraudulent enforcement of dormant judgments ;

A Bill to compensate certain Grand and Petit Jurors in certain counties therein named ;

A Bill to authorize certain persons therein named to plead and practice law in the several Courts of Law and Equity on certain conditions ;

A Bill to allow Augustin H. Anderson and Moses P. Greene to erect a bridge across Ogeechee River, in Burke and Emanuel counties ;

A Bill to authorize Attorneys at Law, in this State, to join persons together in the holy state of matrimony ;

A Bill to amend the claim laws of this State ;

A Bill to change the name of the LaGrange Female Collegiate Seminary ;

A Bill to appropriate money for making useful and necessary improvements in connection with the Lunatic Asylum ;

A Bill to alter and change the district line between the 959th district, and the Centre Village district, in the county of Camden ;

A Bill to separate and divorce Joseph H. Hubb and his wife, Catharine Ann Hubb, formerly Catharine Ann Williams, of the county of Carroll ;

A Bill for the relief of X. G. McFarland, of the county of Walker, and appropriate money for the same ;

On motion of Mr. Chastain, the same was referred to a Committee ; and the Committee appointed by the Chair are, Messrs. Chastain, Bellinger, Tift ;

A Bill to add an additional section to the third article of the Constitution of this State ;

A Bill to incorporate Columbus and West Point Rail Road and Plank Company, and to punish persons for violating the same, and for other purposes therein named ;

A Bill to regulate the retailing of spiritious liquors in the county of Burke ;

Which was referred to the Committee on the Judiciary ;

A Bill to repeal an Act to authorize the citizens of McIntosh county to elect Commissioners of Pilotage for the port of Darien and regulate the fees of the same, approved, January 18th, 1850, and for the purpose of altering

the time, mode and manner of electing said Commissioners, and for other purposes ;

A Bill to change the line between the counties of Hall and Gwinnett, so as to include Sherwood's Mills in the county of Gwinnett ;

A Bill to compel Receivers of Tax Returns in the several counties in this State to require persons giving in their taxable property to give in the number of all lots of land belonging to them, and the district and county in which said land is situated, and for other purposes ;

A Bill to prevent the fraudulent taking and carrying away any estray animal, and to provide the punishment therefor ;

A Bill to appoint the time of holding the Superior Courts in the Blue Ridge Circuit of this State, and to legalize and make valid all writs, executions and other process made returnable to the Superior Courts of the several counties in said Circuits at the time of which the same have heretofore been held, and for other purposes.

A Bill to appropriate money for the payment of a debt due by the Commissioners of the Deaf and Dumb Asylum, &c. ;

A Bill to appropriate a sum of money to pay Jesse Munroe for a lot of land ;

A Bill to repeal an Act consolidating the offices of Tax Collector and Receiver in the county of Cherokee, and to better provide for paying Jurors in said county ;

A Bill to amend the Road Laws of this State, so far as respects the county of Columbia ;

A Bill to prescribe and point out the mode and proof in cases of forcible Detainer ;

A Bill to authorize the Treasurer of Pike county, or the Treasurer of the Poor School of said county to pay over to L. E. Stubbs, or his lawful representatives, the sum of money therein named ;

A Bill to abolish, change and establish certain new election precincts in the counties hereinafter named, and to confer certain powers upon the Inferior Courts, and to authorize the freeholders to manage and superintend elections in certain cases ;

A Bill to repeal an Act, entitled an Act to regulate the licensing of Physicians of this State, assented to, December 24th, 1825, and every Act amendatory thereof, and all and every Act constituting a board of Physicians of this State, or any Act licensing of Physicians of this State ;

A Bill to change the time and place of holding the Supreme Court of the State of Georgia, in the second Supreme Court Judicial Circuit ;

A Bill to regulate the mode of electing Constables in

the city of Savannah;

A Bill to incorporate the Fire Company of Rome, to be known by the name and style of the Oostanaula Fire Company, and to grant to them certain privileges and exemptions, and to authorize the Mayor and Aldermen of said city of Rome to levy and collect a tax for the establishment and maintainance of a Fire Department of said city;

A Bill to change the line between the counties of Campbell and Fayette, so as to include the residence of John Griffin and Thomas S. Roberts, now of the county of Fayette, in the county of Campbell;

A Bill to organize a new county out of the counties of Newton, Jasper and Morgan;

A Bill to incorporate certain Churches, Academies, &c., therein mentioned.

The following Bill was taken up and read the second time and ordered to be engrossed for a third reading:

A Bill to alter and change the district line, between the 959th district, and the Centre Village district, in the county of Camden.

On motion of Mr. Scarlett, the House then adjourned until half past nine o'clock, to-morrow morning.

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SATURDAY, JANUARY 3, 1852.

The House met pursuant to adjournment.

Mr. Thurmond moved to reconsider so much of the journal of yesterday as relates to the rejection by the House of the Bill for the relief of John M. Wilhite, of the county of Jackson, the House refused to reconsider.

Mr. Morehouse moved to reconsider so much of the journal of yesterday as relates to the rejection by the House of the Bill for the relief of Richard Bassett, of Bibb county;

The House refused to reconsider.

Leave of absence was granted to Mr. Shewmake after Thursday next, for a few days on special business;

Also, to Mr. Clark, of Stewart, after to-day for a few days on business of importance.

The House took up the report on the Bill to incorporate Euharleyville, in the county of Cass, and agreed thereto;

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to incorporate certain Churches, Academies, Lodges, and Divisions, and to appoint Trustees for the same, and for other purposes therein named;

Mr. Janes moved to amend by adding Caledonia Lodge No. 121, in Polk county; also, Harmony Lodge No. —, in the county of Henry;

Mr. McLain moved further to amend by adding Trustees for Paris Hill Academy, Scriven county;

Mr. Irvin moved further to amend by adding the Presbyterian and Baptist churches, in the town of Washington, Wilkes county;

Mr. Perkins moved further to amend by adding Georgetown Lodge No. 62, and Pondtown Lodge No. 42;

All of which were severally agreed to.

The House took up the report on the Bill, as amended, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to alter and amend the seventh section of the second article of the Constitution of the State of Georgia.

Mr. Tift moved to amend by inserting after the word "punishment," the following words, to wit: "by imprisonment in the Penitentiary;"

Which was agreed to.

Mr. Thurmond moved further to amend by adding the following, to wit:

"And after the punishment has been commuted, no subsequent Legislature shall pardon any person whose punishment has been so commuted;

Which motion was lost;

The Report as amended, was agreed to.

The Bill was read the third time, and it contemplating a change in the Constitution, and requiring two-thirds majority to pass it—on the question, "Shall this Bill now pass?" the yeas and nays were required to be recorded, and are—yeas 54, nays 44.

Those voting in the affirmative are Messrs.

Allred,  
Anderson, of Wilkes,  
Bartow,  
Baugh,  
Bellinger,  
Bivins,  
Cameron, of Telfair,  
Cannon,  
Chastain,  
Clark, of Oglethorpe,  
Dyer,  
Erwin, of Forsyth,

Lowe,  
McAfee,  
McFarland,  
Merrell,  
Moon,  
Mobley,  
Morehouse,  
Morel,  
Morris,  
Perkins,  
Pierce,  
Powell,

Felton,	Price,
Floyd,	Ramsay,
Gardner,	Roberts,
Grant,	Robinson, of Macon,
Hackney,	Scarlett,
Harris, of Clarke,	Staten,
Harris, of McIntosh,	Stephens,
Henry,	Thornton,
Hill,	Thurmond,
Irwin, of Wilkes,	Tift,
Jackoway,	Trippe,
Knox,	Watts,
Lane,	Wofford,
Latimer, of Cobb,	Woodward,
Latimer, of Warren,	Wynn, of Oglethorpe.
Lochlin,	

Those voting in the negative are Messrs.

Anderson, of Franklin,	Henly,
Armstrong,	Janes,
Barr,	Langmade,
Barnett, of Butts,	Loveless,
Barnett, of Henry,	McComb,
Barlow,	McLain,
Blackwell,	Milledge,
Brinson,	Nasworthy,
Bulloch,	Phillips,
Byrd,	Pickett,
Cameron, of Chattooga,	Raulerson,
Christie,	Richardson,
Cobb, of Dooly,	Robinson, of Laurens,
Daniel,	Russell,
Dawson, of Greene,	Shewmake,
Fannin,	Smith, of Coweta,
Fowler,	Smith, of Hancock,
Gilbert,	Sumner,
Gilmore,	Tillman, of Tatnall,
Gray,	Waldhour,
Hall,	Wall,
Harper,	Williford.
Hendrick,	

So the Bill was lost.

The Special Committee, to whom was referred the Bill for the relief of Benjamin H. Cameron, made a report thereon, recommending the passage of the Bill with an amendment.

The Committee to whom was referred the petition of



William Q. Anderson and Richard J. Willis, made a report thereon and recommended the passage of a joint resolution for their relief.

The following message was received from the Senate by Mr. Chisolm, their Secretary, pro tem :

MR. SPEAKER—The Senate has passed the following Bills, to wit :

A Bill to make valid any process heretofore signed by any Deputy Clerks, or which may hereafter be signed by them.

Also, a Bill to incorporate Carrollton Chapter No. 22, of Free and Accepted Masons ;

Also, a Bill to legalize the adjournment of Decatur and Baker Superior Courts ;

Also, a Bill to confer upon the Inferior Court of the counties of Carroll, Hall and Lee, the power of examining and allowing Tax Collectors insolvent lists ;

Also, a Bill to incorporate the Henderson and Marthasville Plank Road and Turnpike Company ;

Also, a Bill to create a new precinct in the county of Warren, to be called "Bermuda," and for other purposes therein specified.

The Senate has also passed the following bills of the House of Representatives, to wit :

A Bill to amend the Act of 1838 regulating the taking testimony in certain cases.

Also, a Bill to incorporate the Southern Hydropathic Institute.

The Senate has also passed the following Bills of the House with amendments, to which they ask the concurrence of the House of Representatives :

A Bill to amend the several Acts in relation to the issuing grants on head rights in this State.

Also, a Bill to amend an Act entitled an Act to authorize the Governor to appoint fit and proper persons to sell and dispose of the undrawn lots in the land lotteries heretofore had in this State, and to limit the time for fraction purchasers to pay for and take out their grants for fractions assented to December 30th, 1847, so far as to give further time to the purchasers of said undrawn lots, to pay up and to take out their grants.

Also, a Bill to levy and collect a tax for each of the political years of 1852 and 1853, and thereafter until repealed.

Also, a Bill for the relief of William G. Jacobs, of the county of Gwinnett, and for the relief of Adaline E. Waller, formerly Adaline E. Flowers, of Troup county.

The House took up the report on the Bill to amend an Act to permit all the specie paying solvent Banks of this

State to issue Bills of a less denomination than five dollars, assented to December 27th, 1842, and agreed thereto.

The Bill was read the third time and passed, under the title thereof.

The House took up the report on the Bill to divorce John C. McKeon and his wife, Juliann F. McKeon, formerly Juliann F. Hillburn;

On motion, the same was indefinitely postponed.

The House took up the report on the Bill "to change the county line between the counties of Cass and Floyd, so as to add certain lots of land therein named to the county of Floyd.

Mr. Janes moved to amend by adding the following as additional sections, to wit:

SECTION 2. *Be it further enacted*, That the dividing line between the counties of Paulding and Cobb, shall be as follows: Commencing at the north-east corner of lot of land number two, in the twentieth district of the second section, and running thence due south to the Campbell county line.

SECTION 3. *And be it further enacted*, That the dividing line between the counties of Paulding and Polk shall be as follows: Commencing at the south-west corner of lot of land number four hundred and eight in the first district of the third section; running thence due north to the south-west corner of lot of land number twelve hundred and seventy-nine, in the eighteenth district of the third section; running thence east of north until it reaches the north-west corner of lot of land number thirty-one, in the eighteenth district of the third section, when it reaches the line dividing the counties of Cass and Paulding;

Which was agreed to.

Mr. Tift moved further to amend by adding lot number one in the eighth district of Thomas county, being the residence of Thomas Cuthrell, to the county of Baker;

Which was received.

Mr. Wofford moved further to amend by adding the following as an additional section, to wit;

That the county lines between Walker and Gordon counties be changed so as to add lot number two hundred and thirty-five, twenty-sixth district, third section, in Walker county, to the county of Gordon. Also, the county lines between the counties of Cass and Paulding be changed so as to add lots of land numbers 35 and 36, 18th district, 3rd section, in the county of Paulding, to the county of Cass. And also, the county lines between the counties of Murray and Gordon be changed so as to add lots of land numbers 25, 42, and 255, 8th district, third section, in Murray county, to the county of Gordon. And also, the county

line between Cass and Gordon counties be changed so as to add lot of land number 136, 23d district, third section, in Cass, to Gordon;

Which was agreed to.

The report, as amended, was agreed to;

The Bill was read the third time and passed under the title thereof, as amended.

The House took up the report on the Bill to regulate the granting of licenses to retail spirituous liquors in the county of Effingham, and agreed thereto.

The Bill was read the third time, and on the question "Shall this Bill now pass?" on the call of Mr. McLane and the second of Mr. Bellinger, the yeas and nays were required to be recorded, and are—yeas 26, nays 57

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Milledge,
Bartow,	Mobley,
Cannon,	Morel,
Daniel,	Morris,
Fannin,	Price,
Felton,	Richardson,
Floyd,	Scarlett,
Hall,	Shewmake,
Harris, of Clarke,	Staten,
Hill,	Sumner,
Irvin, of Wilkes,	Tripp,
James,	Waldhour,
Latimer, of Warren,	Woodward,

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Latimer, of Cobb,
Barr,	Lochlin,
Barnett, of Butts,	Loveless,
Barnett, of Henry,	Lowe,
Barlow,	McAfee,
Baugh,	McFarland,
Bellinger,	McLain,
Blackwell,	Moon,
Brinson,	Nasworthy,
Bulloch,	Phillips,
Byrd,	Pickett,
Cameron, of Chattooga,	Pierce,
Cameron, of Telfair,	Powell,
Chastain,	Raulerson,
Clark, of Oglethorpe,	Roberts,
Cobb, of Dooly,	Robinson, of Laurens,

Dawson, of Greene,	Robinson, of Macon,
Dyer,	Russell,
Erwin, of Forsyth,	Smith, of Coweta,
Fowler,	Stephens,
Gardner,	Thornton,
Gilbert,	Thurmond,
Grant,	Tift,
Gray,	Tillman, of Tattnall,
Harper,	Wall,
Hendrick,	Williford,
Henly,	Wofford,
Knox,	Wynn, of Oglethorpe.
Langmade,	

So the Bill was lost.

Mr. Floyd moved to suspend the Order to take up a resolution laid on the table by him yesterday in relation to the instruction of the Governor as to the manner in which the appropriations of the Legislature shall be paid out ;

Which motion prevailed.

The same was made the Special Order of the Day for Wednesday

Leave of absence was granted to Mr. Cobb, of Dooley, until Tuesday next, and to Mr. Trippe until Monday next.

On motion of Mr. Scarlett, the House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment.

Mr. Mobley moved to suspend the order for the purpose of introducing a petition from certain citizens of Harris county for the formation of a new county from the counties of Harris and Troup, and to make the county site at West Point ;

The House refused to suspend the order.

The House went into Committee of the Whole, Mr. Gardner in the Chair, on the Bill to refund to Ira Sanburn, of Decatur county, a certain sum of money therein named, and having spent some time therein, the Committee rose and reported the Bill back to the House without amendment ;

The Report was taken up and agreed to ;

The Bill was read the third time and passed, under the title thereof.

The House took up the Report on the Bill to alter and amend an Act incorporating the city of Rome, passed, December 9th, 1847.

Mr. Price offered the following as a substitute in lieu of the same, to wit :

A Bill to alter and amend an Act to incorporate the city of Rome, passed December 9, 1847 ;

Which was received.

The Report, as amended, was agreed to ;

The Bill was read the third time and passed under the title thereof, as amended.

The House took up the Bill to alter and change the line between the counties of Forsyth and Cherokee ;

The report was agreed to ;

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Erwin, and the second of Mr. Wofford, the yeas and nays were required to be recorded, and are—yeas 41, nays 40.

Those who voted in the affirmative, are Messrs.

Barr,	Knox,
Barnett, of Henry,	Lane,
Bellinger,	Langmade,
Blackwell,	Loveless,
Bulloch,	McLain,
Byrd,	Milledge,
Cameron, of Chattooga,	Moon,
Cameron, of Telfair,	Pickett,
Chastain,	Price,
Christie,	Ramsay,
Dawson, of Greene.	Roberts,
Erwin, of Forsyth,	Robinson, of Laurens,
Felton,	Robinson, of Macon,
Grant,	Scarlett,
Gray,	Shewmake,
Hackney,	Stephens,
Hall,	Thornton,
Henly,	Wall,
Henry,	Wofford,
Irvin, of Wilkes,	Woodward.
Janes,	

Those voting in the negative, are Messrs.

Allred,	Latimer, of Warren,
Anderson, of Franklin,	Lochlin,
Anderson, of Wilkes,	Lowe,
Armstrong,	McAfee,

Barnett, of Butts,	Morehouse,
Barlow,	Morel,
Baugh,	Morris,
Bivins,	Nasworthy,
Brinson,	Phillips,
Cannon,	Powell,
Clark, of Oglethorpe,	Raulerson,
Dyer,	Richardson,
Daniel,	Smith, of Coweta,
Floyd,	Staten,
Fowler,	Sumner,
Gardner,	Tift,
Harris, of McIntosh,	Tillman, of Tattnall,
Hendrick,	Waldhour,
Jackoway,	Williford,
Latimer, of Cobb,	Wynn, of Oglethorpe.

So the Bill passed under the title thereof.

Mr. Shewmake, from the Committee on enrolment, reported, as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit :

An Act to incorporate the Southern Hydropathic Institute ;

Also, an Act to amend the Act of 1838, regulating the taking of testimony in certain cases.

The House took up the Report on the Bill to divorce David Copeland and Martha Copeland, his wife ;

On motion of Mr. Robinson, of Macon, the same was indefinitely postponed.

The House took up the Report on the Bill to incorporate the town of Calhoun, in Gordon county, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to incorporate the Clarkesville and Tugalo Rail or Plank Road Company, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to allow Nathaniel Smith, of Hall county, to ask and receive tolls for the use of his bridge across the Chattahoochee River, in said county ;

Mr. Felton moved to amend, by adding the following additional section, to wit :

*And be it further enacted*, That Cornelius D. Terhune and George W. Tumlin be and they are hereby authorized

to construct a bridge upon their own land, in Cass county, over the Etawah River, and charge and collect tolls from persons crossing on such bridge :

Which was agreed to.

The Bill was read the third time and passed under the title thereof, as amended.

On motion of Mr. Cameron, the House took up the Report of the Committee on the Bill for the relief of Daniel Hicks, Edward H. Garrett, John R. Scurry and Joseph Reeves, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House went into Committee of the Whole, Mr. Price in the Chair, on the Bill for the relief of William C. Dunn, Tax Collector of Jasper county, and having spent some time therein, the Committee rose and reported the Bill back to the House without amendment ;

The report was taken up and agreed to ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to amend the fifteenth section of the ninth division of the Penal Code, as to service of summons upon persons guilty of forcible entry and detainer, in certain cases, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to prevent persons from Pickens and Anderson Districts, South Carolina, and other distempered parts, from driving any horned stock, of the cow kind, into the county of Rabun during certain seasons of the year, and to prohibit the citizens of Rabun county from driving oxen or cattle to distempered parts and driving the same back to the county of Rabun.

Mr. Cannon offered the following Bill as a substitute for the original Bill, to wit :

A Bill to prevent the driving of any horned cattle, or cattle of the cow kind, from Pickens and Anderson Districts, in South Carolina, or any other places that may be infected with di-temper into the county of Rabun, and to prohibit the driving such cattle and oxen from said county to distempered places and then driving the same back to said county, between the 15th day of May and the 15th day of October, in each year.

Mr. Chastain moved to amend the substitute by the addition of the following section, to wit :

*And be it further enacted,* That the provisions of this Act shall be extended to the county of Union ;

Which was received.

Mr. Price moved further to amend the substitute by the following additional section, to wit :

*And be it further enacted,* That the provisions of this Act shall extend to all persons driving cattle from Alabama to Floyd county, in the summer season, with the exception of oxen ;

The substitute, as amended, was then received :

The report of the Committee of the Whole, as amended, was then agreed to ;

The Bill was read the third time and passed under the title thereof, as amended.

The House took up the Report on the Bill to change the line between the counties of Baker and Randolph, so as to include lot of land, No. 10, third district of Baker, in Randolph county, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill for the relief of the Receiver of Tax Returns in the county of Washington, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to appoint Commissioners, authorizing them to obstruct a portion of the channel of Camnochee River, at or near Nancy James' Bluff, in Bryan county, for the purpose of preventing the escape or loss of rafts of timber carried down said River for market, and to make it penal for any person or persons to break down or destroy such obstructions, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to authorize husbands to collect, sue for and recover all the property, real and personal, of their deceased wives without administration on their estates, and agreed thereto ;

The Bill was read the third time and lost.

The House went into Committee of the Whole, Mr. Fannin in the Chair, for the relief of Reuben S. Willingham, Tax Collector of Lincoln county, and having spent some time therein, the Committee rose and reported the Bill back to the House with an amendment ;

The report was taken up.

The Committee moved to amend by striking out July and inserting February ; which was agreed to ;

The Report, as amended, was then agreed to ; the Bill was read the third time and passed under the title thereof.

On motion of Mr. Scarlett, the House then adjourned, until half past nine o'clock, Monday morning.



MONDAY, JAN. 5, 1852.

The House met pursuant to adjournment.

Mr. Dyer moved to reconsider so much of the Journal of Saturday as relates to the passage of the Bill to alter and change the county line between the counties of Forsyth and Cherokee ;

The House refused to reconsider.

Mr. Mobley moved to reconsider so much of the journal of Saturday as relates to the rejection by the House of the Bill "to alter and amend the seventh section of the second article of the Constitution of the State of Georgia."

Whereupon, on the call of Mr. Mobley, and the second of Mr. Lowe, the yeas and nays were required to be recorded, and are—yeas 43, nays 49.

Those voting in the affirmative are Messrs.

Allred,	Jackoway,
Bartow,	Lochlin,
Barlow,	Lowe,
Bellinger,	McFarland,
Bivins,	Merrell,
Bloodworth,	Mobley,
Bulloch,	Morel,
Cameron, of Telfair,	Morris,
Cannon,	Nasworthy,
Chastain,	Patterson,
Clark, of Oglethorpe,	Ramsay,
Dyer,	Robinson, of Laurens,
Fall,	Robinson, of Macon,
Felton,	Scarlett,
Floyd,	Smith, of Coweta,
Fuller,	Thornton,
Gardner,	Thurmond,
Hackney,	Tift,
Harris, of Clarke,	Watts,
Harris, of McIntosh,	Wofford,
Henry,	Wynn, of Oglethorpe.
Hill,	

Those voting in the negative are Messrs.

Anderson, of Franklin,	Langmade,
Anderson, of Wilkes,	Latimer, of Cobb,
Armstrong,	Loveless,
Barr,	McAfee,
Barnett, of Butts,	McComb,

Barnett, of Henry,	McLain,
Baugh,	Milledge,
Brinson,	Moon,
Byrd,	Phillips,
Cameron, of Chattooga,	Pickett,
Christie,	Pierce,
Daniel,	Price,
Dawson, of Greene,	Raulerson,
Dorminy,	Richardson,
Erwin, of Forsyth,	Roberts,
Fannin,	Shewmake,
Fowler,	Staten,
Gilbert,	Stephens,
Gray,	Sumner,
Harper,	Tillman, of Appling,
Hendrick,	Tillman, of Tattnall,
Henly,	Waldhour,
Irvin, of Wilkes,	Wall,
Janes,	Williford.
Knox,	

So the House refused to reconsider.

The House went into Committee of the Whole, Mr. Hill in the Chair, on the Bill to appropriate money for the support of the Deaf and Dumb Asylum for 1852 and 1853, and for other purposes, and having spent some time therein, the Committee rose and reported the Bill back to the House with amendments ;

The House took up the report.

The Committee moved to amend the enacting clause by inserting "Be it enacted by the Senate and House of Representatives of the State of Georgia in General Assembly met ;"

Which was agreed to.

The Committee moved to strike out "eleven thousand dollars ;"

Which motion prevailed.

The Committee moved to fill the blank with the sum of "eight thousand dollars ;"

Which was agreed to.

The Committee moved further to amend by inserting in the first section, after the word "dollars," the words "instead of four thousand dollars appropriated by law ;"

Which was agreed to.

Mr. Thurmond moved to strike out the entire second section ;

Which motion was lost.

The report of the Committee, as amended, was then agreed to.

Mr. Chastain moved to recommit the Bill for the purpose of amendment;

Which motion was lost.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Barr, and the second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 66, nays 24.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	Milledge,
Armstrong,	Merrell,
Bartow,	Mobley,
Barnett, of Henry,	Morel,
Baugh,	Morris,
Bivins,	Nasworthy,
Bloodworth,	Patterson,
Cameron, of Chattooga,	Perkins,
Christie,	Pickett,
Clark of Oglethorpe,	Pierce,
Daniel,	Price,
Dawson, of Greene,	Ramsay,
Dyer,	Raulerson,
Fannin,	Richardson,
Felton,	Roberts,
Floyd,	Robinson, of Laurens,
Gilbert,	Robinson, of Macon,
Gray,	Russell,
Hackney,	Scarlett,
Harris, of Clarke,	Shewmake,
Harris, of McIntosh,	Smith, of Coweta,
Hendrick,	Staten,
Henly,	Stephens,
Henry,	Thornton,
Hill,	Thurmond,
Irvin, of Wilkes,	Tift,
Jackoway,	Tillman, of Tattnall,
Janes,	Waldhour,
Knox,	Wall,
Langmade,	Watts,
Latimer, of Cobb,	Williford,
McAfee,	Wolford,
McFarland,	Wynn, of Oglethorpe.
McLain,	

Those voting in the negative are Messrs.

Allred,	Erwin, of Forsyth,
Anderson, of Franklin,	Fowler,
Barr,	Fuller,
Barnett, of Butts,	Gardner,
Barlow,	Grant,
Bellinger,	Lochlin,
Brinson,	Lowe,
Bulloch,	Moon,
Byrd,	Phillips,
Cannon,	Powell,
Chastain,	Summer,
Dorminy,	Tillman, of Appling.

So the Bill was passed under the title thereof.

The following message was received from the Senate by Mr. Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bills:

A Bill to authorize the Justice- of the Inferior Court of Dade county, to levy an extra tax;

Also, a Bill to alter and amend the twentieth section of the fourth division of the Penal Code of this State, so as to define the mode of procuring and attempting to procure an abortion, and to prescribe a punishment for said offence.

The Senate has also passed the following Bills of the House, with amendments, to which they ask the concurrence of the House of Representatives:

A Bill to amend an Act entitled an Act to authorize the guardians of minors to receive, recover and remove from the State of Georgia, property belonging to their wards, or to which they may be entitled in cases where such guardians and minors both reside without the State, and to prescribe the mode of doing the same, assented to December 25th, 1837;

Also, a Bill to add an additional section to the tenth division of the Penal Code of this State;

Also, a Bill to appropriate money to improve the navigation of the Altamaha, Ocmulgee and Oconee rivers, and to appoint commissioners for the same.

The House went into Committee of the Whole, Mr. Merrell in the Chair, on the Bill for the relief of Appling county, and having spent some time therein, the Committee rose and reported the Bill to the House without amendment.

The House took up the report.

On motion of Mr. Robinson, of Macon, the same was postponed indefinitely.

The House took up the report on the Bill to alter and

amend an Act entitled an Act to authorize certain commissioners therein named, to raise by lottery the sum of three thousand dollars for the use of the DeKalb Academy, and to authorize the Inferior Courts to vest one thousand dollars of the Inferior Courts' funds in said lottery, assented to December 23d, 1826, so as to appoint new commissioners in lieu of some of those herein named, and to assist in raising funds to erect a suitable building for a female school ;

On motion of Mr. Dyer, the same was indefinitely postponed.

The House took up the report on the Bill to give to the owners of saw mills a lien on the building for the payment of lumber, and agreed thereto.

The Bill was read the third time and lost.

The House took up the report on the Bill to legalize the Acts of certain Deputy Clerks therein named, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to separate the offices of Tax Collector and Receiver of Tax Returns for the county of Dooley and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to extend all the provisions of the Act entitled an Act to amend the several Acts now in force regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the county of Chatham, and to provide for the mode of collecting the same, approved December 19th, 1849, and also the Act entitled an Act to amend the several Acts relating to Justices' Courts, so far as regards the county of Chatham, approved December 9th, 1849, to the county of Effingham, and to the Justices' Courts, Magistrates and Constables of said county, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill "to repeal a portion of the Act to compensate Petit Jurors in the county of Hancock," and agreed thereto.

The Bill was read the third time and passed under the title thereof.

Mr. Henry, from the Committee on the Judiciary, made a report on the Bill to regulate the retailing of spirituous liquors in the county of Burke ;

Which was read.

Mr. Henry, from the Judiciary Committee, also made a report on the Bill to regulate practice in Courts of Law

and Equity, and to define the powers of the same, with an amendment, recommending the passage of the Bill.

The House took up the report on the Bill to repeal an Act passed December 29th, 1847, to alter the line between the counties of Jones and Jasper, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill " for relief of James Newton, of Jasper county," and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to authorize the Justices of the Inferior Court to grant private ways on certain conditions ;

On motion, the same was indefinitely postponed.

The House went into Committee of the Whole, Mr. Belinger in the Chair, on the Bill to refund to A. J. Taylor, former Tax Collector of the county of Lumpkin, the sum of fifty-four dollars and thirty-three cents, which was overpaid by him into the Treasury in the year 1845 ;

The House rose and reported the Bill back without an amendment ;

The House took up the report and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to remove an election precinct in the county of Talbot, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to authorize James Daniel, of the county of Madison, to establish a ferry on his own land, in said county, and to regulate the same ;

On motion, the same was referred to the Committee on the Judiciary.

The House took up the report on the Bill to prevent slaves, attempted to be emancipated, from remaining in this State, and to provide for their sale if they remain.

On motion, the same was indefinitely postponed.

The House went into Committee of the Whole, Mr. Clark, of Oglethorpe, in the Chair, on the Bill to appropriate money for the completion of a road across the great Blue Ridge Mountains, from Dahlonga, Lumpkin county, to Blairsville, Union county, and to appoint commissioners for the same, and having spent some time therein, the Committee rose and reported the Bill back to the House without amendments.

Mr. Tillman, of Tattnall, moved the indefinite postponement of the Bill;

Whereupon, on the call of Mr. Chastain, and the second of Mr. Cannon, the yeas and nays were required to be recorded, and are—yeas 38, nays 52.

Those voting in the affirmative are Messrs.

Barnett, of Butts,	Jackoway,
Barnett, of Henry,	Langmade,
Baugh,	Latimer, of Cobb,
Bivins,	Loveless,
Brinson,	Lowe,
Bulloch,	McLain,
Christie,	Merrell,
Daniel,	Patterson,
Erwin, of Forsyth,	Phillips,
Felton,	Richardson,
Floyd,	Robinson, of Macon,
Fowler,	Stephens,
Fuller,	Sumner,
Gardner,	Thornton,
Gilbert,	Tillman, of Tattnall,
Gray,	Wall,
Harper,	Watts,
Hendrick,	Williford.
Irvin, of Wilkes,	

Those voting in the negative are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Lochlin,
Anderson, of Wilkes,	McAfee,
Armstrong,	McFarland,
Bartow,	Milledge,
Barr,	Moon,
Barlow,	Mobley,
Bellinger,	Morel,
Bloodworth,	Morris,
Byrd,	Nasworthy,
Cameron, of Chattooga,	Pickett,
Cannon,	Pierce,
Chastain,	Powell,
Clark, of Oglethorpe,	Price,
Dawson, of Greene,	Ramsay,
Dorminy,	Robinson, of Laurens,
Dyer,	Russell,
Fall,	Scarlett,
Fannin,	Shewmake,

Grant,	Smith, of Coweta,
Hackney,	Thurmond,
Harris, of Clarke,	Tift,
Harris, of McIntosh,	Tillman, of Applin,
Henly,	Waldhour,
Henry,	Wofford,
Hill,	Wynn, of Oglethorpe.
Janes,	

So the motion to postpone was lost.

The question then recurred on the passage of the Bill ;  
Whereupon, on the call of Mr. Russell, and the second  
of Mr. Chastain, the yeas and nays were required to be  
recorded, and are, yeas 33, nays 50.

Those voting in the affirmative are Messrs.

Allred,	Milledge,
Bartow,	Moon,
Barr,	Nasworthy,
Barlow,	Pickett,
Bellinger,	Pierce,
Cameron, of Chattooga,	Price,
Cannon,	Robinson, of Laurens,
Chastain,	Russell,
Dawson, of Greene,	Scarlett,
Dyer,	Shewmake,
Grant,	Smith, of Coweta,
Hackney,	Thurmond,
Harris, of McIntosh,	Tift,
Henly,	Waldhour,
Henry,	Wofford,
Hill,	Wynn, of Oglethorpe.
Janes,	

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Jackoway,
Anderson, of Wilkes,	Knox,
Armstrong,	Langmade,
Barnett, of Butts,	Latimer, of Cobb,
Barnett, of Henry,	Lochlin,
Baugh,	Loveless,
Bivins,	Lowe,
Bloodworth,	McAfee,
Brinson,	McLain,
Bulloch,	Merrell,
Christie,	Morris,



Clark, of Oglethorpe,	Patterson,
Daniel,	Phillips,
Dorminy,	Powell,
Erwin, of Forsyth,	Raulerson,
Fall,	Richardson,
Felton,	Robinson, of Macon,
Floyd,	Stephens,
Fowler,	Sunner,
Fuller,	Thornton,
Gardner,	Tillman, of Appling,
Gilbert,	Tillman, of Tattnall,
Gray,	Wall,
Harper,	Watts,
Hendrick,	Williford.
Irvin, of Wilkes,	

So the Bill was lost.

On motion of Mr. Scarlett, the House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment.

The House went into Committee of the Whole, Mr. Floyd in the Chair, on the Bill to change the names and legitimize the persons therein named, and having spent some time therein, the Committee rose and reported the Bill back to the House with amendments ;

The Report was taken up and agreed to ;

The Bill was read the third time and passed under the title thereof, as amended.

The House took up the Report on the Bill to lay off and organize a new county from the counties of Warren, Jefferson and Washington, and to provide for the organization of the same.

On motion, the same was indefinitely postponed.

The House took up the Report on the Bill to incorporate Newnan Female College, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the engrossed Bill to alter and change the district line between the 959th district, and the Centre Village district, in the county of Camden, and agreed thereto ;

The Bill was read the third time and passed, under the title thereof.

The House took up the Report on the Bill to reduce the Sheriff's bond of Bryan county, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill compelling the Tax Receivers and Collectors, of the county of Coweta, to visit the house or houses of all widows in said county before returning them as defaulters.

Mr. Roberts moved to amend by inserting the "county of Early" wherever the county of Coweta may be in the Bill.

Mr. Fuller moved to amend by adding the county of Fayette ;

Which motion prevailed ;

The report as amended was agreed to ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to repeal an Act, entitled an Act to compensate Petit Jurors of the Superior and Inferior Courts, so far as regards the county of Camden, assented to, December 21, 1835, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to prescribe the manner in which the laws of this State shall be printed and published, and agreed thereto ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to authorize certain persons therein named to clear out, improve and navigate the Chattahoochee River above where it is crossed by the Western and Atlantic Railroad, and for other purposes therein.

Mr. Bellinger moved to amend by adding the following proviso :

*Provided*, That no mill or other water machinery shall be damaged by said Company ;

Which was agreed to ;

The report, as amended, was then agreed to ;

The Bill was read the third time and passed under the title thereof, as amended.

The House took up the Report on the Bill to establish lost papers in the Justices Courts of this State, and for other purposes therein specified.

On motion, the same was referred to the Judiciary Committee.

The House took up the report on the Bill "to fix the times of holding the Superior Courts of the South-Western Circuit, and to authorize the Judge of said Circuit to draw two panels of Grand and Petit Jurors for Lee county ;

On motion of Mr. Tift, the same was referred to a Special Committee, consisting of three members of the South-Western Circuit.

The House took up the report on the Bill to change the line between the counties of Macon and Crawford, so as to add to, and include within the county of Macon, lots numbers 122 and 137, of the eight district of originally Houston, now Crawford county ;

Mr. Bloodworth offered the following as an additional section, to wit :

*And be it further enacted by the authority aforesaid,* That the county line of Pike shall be so altered as to include the residences of William Anderson, Matthew Anderson, Frances Anderson, Benjamin F. Huckaby, Gideon Kirk, John C. Matthews, J. W. Hancock, Ezra Johnston, Jesse Davis, J. S. Bottoms, S. Dossey, J. O. Dossey, A. B. Trammell, David Huckaby, Henry F. Jackson, Thomas Wolsey, William B. Horton and Wiat A. Harper, now of the county of Spalding, to the county of Pike ;

Which was agreed to.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof, as amended.

The following message was received from His Excellency, the Governor, by Mr. Paine, his Secretary :

MR. SPEAKER: His Excellency, the Governor has approved and signed the following Acts :

An Act to incorporate the Southern Hydropathic Institute ;

An Act to amend the Act of 1888, regulating the taking testimony in certain cases ;

Which have been returned to the office of the Secretary of State.

The House took up the report on the Bill to regulate the offices of the Secretary of the Senate and Clerk of the House of Representatives.

On motion, the same was indefinitely postponed.

The House took up the report on the Bill to regulate the elections for Members of the General Assembly, to point out the mode of taking testimony in contested elections, and to punish certain officers ;

On motion, the same was referred to the Committee on the Judiciary.

The House took up the report on the Bill to incorporate the Zebulon Branch Railroad Company, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to amend an Act entitled an Act to incorporate Concord Church in Tattnall county, approved February 5th, 1850, so far as relates to the name of said Church, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to repeal an Act regulating the licensing in this State, assented to 24th December, 1825, and all and every Act amendatory thereof, and all and every Act constituting a Board of Physicians of this State, or any Act regulating the licensing of Physicians of this State ;

On motion, the same was indefinitely postponed.

The House took up the report on the Bill to alter and amend the several Acts in relation to itinerant traders, &c.

Mr. Gardner moved to insert Pike county ;

Mr. Irvin moved to insert Wilkes ;

Mr. Knox moved to insert Franklin ;

Mr. Barlow moved to insert Sumter ;

Mr. Langmade moved to insert Washington ;

All which was agreed to.

The report, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof, as amended.

The House went into Committee of the Whole, Mr. Bartow in the Chair, on the Bill for the relief of Benjamin H. Cameron, of Troup county, and having spent some time therein, the Committee rose and reported the Bill back to the House with an amendment.

The Report was taken up ;

The Committee proposed to amend by striking out "fifty three," and insert "twenty-four ;" also to strike out "sixty two," and insert "twenty ;"

Which was agreed to.

The Report, as amended, was then agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass," on the call of Mr. Hill, and the second of Mr. Harris, the yeas and nays were required to be recorded, and are—yeas 25, nays 64.

Those who voted in the affirmative, are Messrs.

Bartow,  
Barnett, of Henry,  
Barlow,  
Chastain,  
Daniel,

Langmade,  
Loveless,  
McFarland,  
Morel,  
Patterson,

Fannin,	Price,
Gilbert,	Scarlett,
Hackney,	Smith, of Coweta,
Harris, of Clarke,	Staten,
Harris, of McIntosh,	Thurmond,
Harper,	Wofford,
Hendrick,	Woodward,
Hill,	

Those voting in the negative are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Latimer, of Cobb,
Anderson, of Wilkes,	Lochlin,
Armstrong,	Lowe,
Barr,	McAfee,
Barnett, of Butts,	McLain,
Baugh,	Milledge,
Bellinger,	Merrell,
Bivins,	Moon,
Bloodworth,	Mobley,
Brinson,	Morris,
Bulloch,	Nasworthy,
Byrd,	Phillips,
Cameron, of Chattooga,	Pickett,
Cannon,	Pierce,
Christie,	Powell,
Clark, of Oglethorpe,	Ramsey,
Dawson, of Greene,	Richardson,
Dorminy,	Roberts,
Dyer,	Robinson, of Laurens,
Ewin, of Forsyth,	Robinson, of Macon,
Felton,	Russell,
Floyd,	Stephens,
Fowler,	Sumner,
Fuller,	Thornton.
Gardner,	Tift,
Grant,	Tillman, of Appling,
Gray,	Tillman, of Tattnall,
Henly,	Waldhour,
Irvin, of Wilkes,	Wall,
Jackoway,	Williford,
Janes,	Wynn, of Oglethorpe.

So the Bill was lost.

Mr. Bellinger moved to suspend the Order to take up the following Resolution, to wit:

*Resolved*, That when this House adjourns this evening,

that it adjourn until half after 9 o'clock to-morrow morning.

Which was agreed to.

Mr. Russell moved that the House do now adjourn;

Whereupon, on the call of Mr. McFarland, and the second of Mr. Janes, the yeas and nays were required to be recorded, and are—yeas 48, nays 37.

Those voting in the affirmative are Messrs.

Barr,	McAfee,
Barnett, of Butts,	Milledge,
Barnett, of Henry,	Merrell,
Bivins,	Moon,
Bloodworth,	Morel,
Byrd,	Morris,
Cannon,	Nasworthy,
Chastain,	Patterson,
Christie,	Phillips,
Dawson, of Greene,	Pickett,
Erwin, of Forsyth,	Pierce,
Felton,	Powell,
Fowler,	Ramsay,
Fuller,	Richardson,
Gardner,	Robinson, of Macon,
Gilbert,	Russell,
Gray,	Scarlett,
Hackney,	Smith, of Coweta,
Harris, of McIntosh,	Staten,
Harper,	Tift,
Jackoway,	Waldhour,
Langmade,	Wall,
Latimer, of Cobb,	Wofford,
Lowe,	Woodward.

Those voting in the negative are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Irwin, of Wilkes,
Anderson, of Wilkes,	Janes,
Armstrong,	Knox,
Bartow,	Lochlin,
Barlow,	Loveless,
Baugh,	McFarland,
Bellinger,	McLain,
Brinson,	Mobley,
Bulloch,	Price,
Cameron, of Chattooga,	Robinson, of Laurens,
Daniel,	Stephens,

Dorminy,	Sumner,
Dyer,	Thornton,
Fannin,	Thurmond,
Floyd,	Tillman, of Tatnall,
Grant,	Williford,
Harris, of Clarke,	Wynn, of Oglethorpe.
Hendrick,	

So the House adjourned until to-morrow morning at half-past 9 o'clock.

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TUESDAY, JAN. 6, 1852.

The House met pursuant to adjournment.

Mr. Scarlett moved to reconsider so much of the journal of yesterday as relates to the rejection by the House of the Bill to "appropriate money for the completion of the road across the great Blue Ridge Mountain, from Dahlonega, Lumpkin county, to Blairsville, Union county, and appoint commissioners, &c.

Whereupon, on the call of Mr. Chastain, and the second of Mr. Jackoway, the yeas and nays were required to be recorded, and are—yeas 33, nays 48.

Those voting in the affirmative are Messrs.

Allred,	Jackoway,
Bartow,	Knox,
Barnett, of Henry,	Lochlin,
Bellinger,	McComb,
Bloodworth,	McFarland,
Cameron, of Chattooga,	Moon,
Cannon,	Morehouse,
Chastain,	Morel,
Culler,	Nasworthy,
Dawson, of Greene,	Price,
Dyer,	Robinson, of Laurens,
Fannin,	Russell,
Felton,	Smith, of Coweta,
Hackney,	Tift,
Harris, of McIntosh,	Waldhour,
Henly,	Wofford,
Hill,	

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Latimer, of Cobb,
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Armstrong,	Loveless,
Atkinson,	Lowe,
Barr,	McAfee,
Barnett, of Butts,	McLain,
Baugh,	Mobley,
Bivins,	Morris,
Brinson,	Patterson,
Bulloch,	Phillips,
Carr,	Powell,
Christie,	Raulerson,
Clark, of Oglethorpe,	Richardson,
Daniel,	Robinson, of Macon,
Dorminy,	Shewmake,
Erwin, of Forsyth,	Staten,
Fall,	Sumner,
Floyd,	Thornton,
Fowler,	Tillman, of Appling,
Fuller,	Tillman, of Tattnall,
Gardner,	Wall,
Gilbert,	Wallace,
Grant,	Williford,
Harris, of Clarke,	Woodward,
Hendrick,	Wynn, of Oglethorpe.

So the House refused to reconsider.

Mr. Russell moved to reconsider so much of the journal of yesterday as relates to the rejection by the House of the Bill for the relief of Benjamin H. Cameron, of the county of Troup; "

Whereupon, on the call of Mr. Harris, of Clarke, and the second of Mr. Bartow, the yeas and nays were required to be recorded, and are—yeas 37, nays 55.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Langmade,
Armstrong,	McComb,
Atkinson,	McFarland,
Bartow,	Morehouse,
Bloodworth,	Morel,
Cameron, of Chattooga,	Morris,
Cannon,	Nasworthy,
Carr,	Patterson,
Chastain,	Price,
Clark, of Stewart,	Roberts,
Fannin,	Robinson, of Laurens,
Fuller,	Shewmake,
Gilbert,	Smith, of Coweta,



Hackney,	Staten,
Harris, of Clarke,	Thurmond,
Harris, of McIntosh,	Wallace,
Harper,	Watts,
Henry,	Woodward.
Hill,	

Those voting in the negative are Messrs.

Allred,	Jackoway,
Anderson, of Wilkes,	Janes,
Barr,	Knox,
Barnett, of Butts,	Latimer, of Cobb,
Barnett, of Henry,	Lochlin,
Baugh,	Loveless,
Bellinger,	Lowe,
Bivins,	McAfee,
Brinson,	McLain,
Bulloch,	Milledge,
Byrd,	Merrell,
Christie,	Moon,
Clark of Oglethorpe,	Mobley,
Culler,	Phillips,
Daniel,	Pickett,
Dawson, of Greene,	Pierce,
Dorminy,	Ramsay,
Dyer,	Raulerson,
Erwin, of Forsyth,	Richardson,
Fall,	Robinson, of Macon,
Floyd,	Stephens,
Fowler,	Sumner,
Gardner,	Thornton,
Grant,	Tift,
Gray,	Tillman, of Tattnall,
Hendrick,	Waldhour,
Henly,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

So the House refused to reconsider.

Mr. Anderson, of Franklin, moved to reconsider so much of the journal of yesterday as relates to the rejection by the House of the Bill to regulate the offices of Secretary of Senate and Clerk of the House of Representatives;

The House refused to reconsider.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER: The Senate has passed the following Bill :

A Bill to compel persons owning five thousand or more

acres of land, lying in the counties of Clinch, Decatur and Rabun, to give in and pay taxes for the same in said counties.

The Senate has also passed the following Bills of the House of Representatives ;

A Bill to repeal all laws heretofore passed changing the residence of citizens of this State from one county to another without altering the boundary lines between the said counties ;

Also, a Bill to reduce the Sheriff's bond in the county of Madison ;

Also, a Bill to authorize the relator in any writ of mandamus to traverse the answer or return of any person, officer, corporation, or Court of this State, to any writ of mandamus issued by the Superior Courts of this State ;

Also, a Bill to preserve the purity of public elections in this State, and to prevent magistrates who hold county or city or town officers from presiding at county or city or town elections, so far as relates to the county of Chatham.

Also a Bill to provide for the taking the census of the State of Georgia, in pursuance of the requirements of the 25th section of the first article of the Constitution of the State of Georgia ;

Also, a Bill to extend and define the corporate limits of the town of Newnan, in the county of Coweta, to provide for the election of Intendant and Commissioners for the same, to define their powers and for other purposes therein named ;

Also, a Bill to amend the law in relation to public sales ;

Also, a Bill to fix the fees of Sheriff's and other levying officers in certain cases therein specified ;

Also, a Bill for the relief of Teachers of poor children, of the county of Upson, for the year 1850 ;

Also, a Bill to incorporate the Americus Female Institute, in the county of Sumter ;

Also, a Bill to extend the corporate limits of the town of Oxford, in Newton county, and to exempt certain land therein embraced from any additional taxation on account of being embraced in said corporate limits ;

Also, a Bill to alter the time of holding the Inferior Courts for the counties of DeKalb and Carroll ;

Also, a Bill to amend the several Acts of force in relation to the incorporation of the town of LaGrange, Troup Co., so as to extend and define the powers of the corporate authorities of said town, and for other purposes ;

Also, a Bill to amend an Act entitled an Act to compel the several Banks of this State to redeem their liabilities in specie, and to provide a forfeiture of such as may refuse, assented to on the 18th day of December, 1840 ; and a

Act entitled an Act for the relief of certain Banks which have suspended specie payments, against which judicial proceedings have been instituted for the forfeiture of their charters, assented to on the 10th of December, 1841; and also an Act further amendatory of said Acts, assented to on the 13th of December, 1842;

Also, a Bill to incorporate the Greensborough Female College, in the county of Greene, and to appoint Trustees for the same, and to authorize the Trustees of Greensborough Female Academy, to convey by deed the lot of land in the town of Greensborough or adjacent thereto, whereon the Female Academy now stands, in such manner as they may deem proper, and to authorize the Trustees of Bibb County Academy to dispose of Bibb County Academy;

The Senate has also passed the following Bills of the House, with amendments, to which they ask the concurrence of the House of Representatives:

A Bill for the relief of Levi V DeLyon and Asher Ayers, and to authorize the Governor to draw a warrant in their behalf;

Also, a Bill to authorize a grant to issue to William P Hightower, of Campbell county, for fraction number one hundred and fifty-one (151) in the eighth district of originally Coweta, now Campbell county;

Also, a Bill to incorporate Brownwood University, located in Troup county, and to confer powers on the same;

Also, a Bill to amend an Act entitled an Act to amend an Act to incorporate the South-Western Railroad Company, with power to extend branches to Albany, in the county of Baker, and Fort Gaines in the county of Early, or to points below those places on the Chattahoochee and Flint rivers, and to punish those who may wilfully injure the same, assented to December 27th, 1845, and for other purposes, approved February 23d, 1850;

Also, a Bill to incorporate the town of Jefferson, Jackson county, and to appoint commissioners for the same.

The Senate has also agreed to a resolution to authorize the Justices of the Inferior Court of Union county, to call upon the Trustees of the Blairsville Academy, in the county of Union, for any unexpended funds remaining in their hands, being a remainder of an appropriation of \$815, made by the State for the purpose of building said Academy, or any other School Funds remaining in the hands of any person in said county: and to add the same to, and to make it a part of the Poor School Fund of said county.

The House then adjourned until 3 o'clock, P M.

THREE O'CLOCK, P M.

The House met pursuant to adjournment.

On motion, the Special Order of the Day was suspended, and Mr. Chastain, from the Committee to whom was referred the Bill for the relief of X. G. McFarland, made a report thereon recommending the passage of the Bill.

On motion, the Order was further suspended, and Mr. Henry, from the Committee on the Judiciary, to whom was referred the Bill to establish lost papers in Justices' Courts ;

Which was read.

Mr. Shewmake, from the Committee on Enrolment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit :

An Act for the relief of the Teachers of Poor Children of the county of Upson, for the year 1850.

Also, an Act to amend the several Acts of force in relation to the incorporation of the town of LaGrange, Troup county, so as to extend and define the powers of the corporate authorities of said town, and for other purposes.

Also, an Act to extend the corporate limits of the town of Oxford, in Newton county, and to exempt certain lands therein embraced from any additional taxation on account of being embraced in said corporate limits.

Also, an Act to amend the law in relation to public sales.

Also, an Act to extend and define the corporate limits of the town of Newnan, in the county of Coweta, to provide for the election of Intendant and Commissioners for the same, to define their powers, and for other purposes therein named.

Also, an Act to reduce the Sheriff's Bond in the county of Madison.

Also, an Act to preserve the purity of public elections in this State, and to prevent magistrates who may hold county or city or town officers from presiding at county or city or town elections, so far as relates to the county of Chatham.

Also, an Act to incorporate the Americus Female Institute in the county of Sumter.

Also, an Act to amend an Act entitled an Act to compel the several Banks of this State to redeem their liabilities in specie, and to provide a forfeiture of such as may refuse, assented to on the 18th day of December, 1840 ; and an Act entitled an Act for the relief of certain Banks

which have suspended specie payments, against which judicial proceedings have been instituted for the forfeiture of their charters, assented to on the 10th of December, 1841; and also an Act further amendatory of said Acts, assented to on the 13th of December, 1842.

Also, an Act to alter the time of holding the Inferior Courts for the counties of DeKalb and Carroll.

Also, an Act to authorize the relator in any writ of mandamus to traverse the answer or return of any person, officer, corporation, or Court, of this State, to any writ of mandamus issued by the Superior Courts of this State.

Also, an Act to repeal all laws heretofore passed changing the residence of citizens of this State from one county to another, without altering the boundary lines between the said counties.

Also, an Act to fix the fees of Sheriffs, Constables and Coroners in certain cases therein specified, and to provide for taxing the same.

Mr. Robinson, of Macon, of the Committee, again resumed the Chair, on the unfinished business of the morning, which was the Bill to appropriate money for each of the political years 1852 and 1853, and having spent some time therein the Committee rose and reported the Bill back to the House with amendments.

On motion of Mr. Harris, of Clarke, the same was postponed and made the Special Order for to-morrow.

The House took up the report on the Bill to fix the time of holding the Superior Courts of the South-Western Circuits, and to authorize the Judge of said Circuit to draw two panels of Grand and Petit Jurors for Lee county.

The Special Committee to whom was referred the Bill, offered the following as a substitute, to wit:

A Bill to alter and fix the time of holding the Superior Courts in the South-Western Circuit, and to change the time of holding the Inferior Courts in the counties of Sumter and Lee, and to require the Judge of said Circuit to hold Court two weeks in the counties of Lee and Sumter, if the business could not be finished in a shorter period—and to draw two panels of Grand and Petit Jurors in said counties of Sumpter and Lee.

Mr. Clarke, of Stewart, moved to amend the substitute by adding the following additional section, to wit:

“That the Fall Term of the Superior Court of Stewart county shall be held on the third Monday in October, in each and every year, any law to the contrary notwithstanding.

Which was received.

The substitute and amendment was then received in lieu of the original Bill.

The report, as amended, was agreed to.

The Bill was read the third time and passed under the title thereof, as amended.

On motion, the Rules were suspended, and Mr. Harris, of Clarke, introduced a Bill to appropriate money for the purposes therein designated.

Which was read the first time.

On motion of Mr. Scarlett, the House then adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment.

On motion of Mr. Robinson, of Macon, the House took up the following Bills of the Senate, which were severally read the second time and referred to a Committee of the whole House, to wit :

To fix and regulate the time of holding the Superior Courts in Macon Circuit ;

A Bill to regulate the Practice of the Supreme Court and the Superior Courts of this State, and for other purposes, and to relieve suitors in the Supreme Court, and to change the Districts and times and places of holding the Supreme Court.

On motion of Mr. Wofford, the House took up the following Bill of the Senate, to wit :

A Bill to appoint the time of holding the Superior Courts in the Blue Ridge Circuit of this State, and to legalize and make valid all Writs, Executions and other processes made returnable to the Superior Courts in said Circuit, at the time at which such Courts have heretofore been held, and for other purposes.

On motion, the same was referred to a Select Committee, consisting of Messrs. Russell, Chastain, Picket, Erwin, Dyer, Latimer, Janes, Merrill, Watts and Gray.

The Bill to remunerate the firm of Lewis & Freeze, of the State of Tennessee, for damages and loss sustained by them on the Western and Atlantic Railroad, of the State of Georgia, in the year 1850, was referred to the Committee on Internal Improvements.

The Bill to authorize Francis Ray, of the county of Irwin, to practice medicine without license, and to charge for the same, was read the second time and engrossed for a third reading.

The Bill to authorize a grant to issue to Thomas A. Jones, for lot 181, in the 10th District of Carroll County, was read the second time, and,

On motion of Mr. Erwin, the same was referred to the Committee on the Judiciary.

The Bill for the benefit of the Atlanta and Lagrange Railroad, was read a second time, and referred to the Committee on Internal Improvements.

On motion, the following Bills were severally read the second time and referred to a Committee of the whole House.

A Bill to authorize the Justices of the Inferior Court, or a majority of them, are authorized to examine the Tax Collectors Insolvent List.

A Bill to appropriate money to compensate certain persons therein named, for pursuing and arresting James Williams, charged with the offence of murder, and to reimburse same persons for expenditures in having said James Williams committed to jail.

A Bill to authorize the lending of money by the State of Georgia, to aid in the construction of the Georgia and Florida Railroad, and to secure the State against loss thereon, and for other purposes therein mentioned.

A Bill to protect the citizens of this State from damage by the running at large of lunatic or insane slaves.

A Bill to extend and define the corporate limits of the town of Greenville, in the county of Merriwether to provide for the election of Intendant and Commissioners for the same, and to define their powers, and for other purposes therein named.

A Bill to repeal an Act, approved 22d February, 1850, entitled, an act to authorize and require the Sheriffs, Coroners, Clerks of the Superior and Inferior Courts, and Courts of Ordinary, in the several counties in this State, to advertise in certain newspapers, so far as the same relates to the county of Elbert.

A Bill the more effectually to provide for the Education of the Poor.

A Bill to authorize the Mayor and Council of the City of Macon, to construct a Plank Road from the city of Macon, through or near Perry, to the city of Oglethorpe.

A Bill to exempt all regular practising Physicians from Jury duty.

A Bill to add the White Poll Tax of the State of Georgia, to the Poor School Fund of said State.

A Bill to dispose of the assets of the Central Bank, and for other purposes therein named.

A Bill to repeal an Act entitled an act to amend an act incorporating the city of Dalton, in Murray county, approved 29th February, 1847

A Bill to repeal the first section of an act entitled an act to prevent Lumber Measurers from being Clerks or

Agents of Lumber Buyers or Lumber Mills, and to define the mode of measuring sticks of hewn or ranging timber, so far as regards the county of Chatham.

A Bill to exempt certain persons of McIntosh county from road duty, and for other purposes therein named.

A Bill to exempt the military corps known by the name of the Scriven Troop, from all public duty.

A Bill amendatory of the act of 5th February, 1850, curtailing the labor of the Clerk of the Supreme Court, reducing costs, &c., and to prescribe the costs of the Clerk.

A Bill to change the name of Asa Couch, of the county of Elbert, and for other purposes.

A Bill providing for the retention of the State Taxes of Hall county, by the Inferior Court of said county, and authorizing and requiring the same to be expended in rebuilding the Court House in Gainesville, recently destroyed by fire.

A Bill to amend the charter of the Georgia Railroad and Banking Company.

A Bill to refund money to persons who granted fractions, lots, or islands, under the act of 1847, and under the act of 23d February, 1850.

A Bill to amend an act entitled an act to give all persons employed on steamboats and other water crafts, on the Chattahooche and Ocmulgee rivers, a lien on said steamboat and water crafts for his, her, or their wages.

A Bill for the relief of the Teachers of Poor Children in the county of Carroll, for the year 1848.

A Bill to incorporate a Bank in the town of LaGrange, to be called the Southern Central Bank.

A Bill to amend an act to provide for the education of the poor, so far as concerns the county of Twiggs.

A Bill to alter the time of issuing writs and processes by the Clerk of the Superior Court of the county of Wilkes.

A Bill to change the time of holding the Superior Court of the county of Franklin, and also to change the time of holding the Fall Term of the Supreme Court in the Fourth District, composed of the Western and Cherokee Circuits.

A Bill to extend the power and provisions of an act, approved 22d December, 1847, to authorize and empower the Mayor and Council of the city of Columbus, to levy and collect an extra tax for railroad purposes.

A Bill to define the liabilities of Trustees, to prescribe the mode of accounting their compensation, when they may be sued at law, and their discharge.

A Bill to compensate and pay Delegates to the Nashville Convention.



A Bill to change the 11th section of the first article of the Constitution of this State;

A Bill to appropriate money to Jos. J. Tooke, of the county of Talbot, on account of over payment of taxes;

A Bill to prescribe the costs which the Clerk of the Supreme Court of this State shall be entitled to for cases carried up to the Supreme Court, and for other purposes therein named.

A Bill to amend an act to reduce the bond of the Sheriff of Muscogee county, from \$40,000 to \$25,000.

A Bill to relieve the private property of individuals in cities and incorporate towns in this State, from being held liable or subject for corporation debts.

A Bill to change and abolish certain election precincts therein named.

A Bill to reduce all acts and clauses of acts in relation to the Militia of this State, to one act, and to alter and amend the same.

A Bill to authorize the Governor to refund to purchasers of certain fractions, the amount paid therefor, and to authorize grants to issue to the original purchasers, or any one holding under him.

A Bill to incorporate the Dade County Turnpike Company, and to grant certain privileges to the same.

A Bill to authorize William E. Wilson, of the county of DeKalb, to practice Medicine, charging compensation for the same..

A Bill to compensate certain Grand and Petit Jurors, in certain counties therein named, and to provide for the same.

A Bill to organize Volunteer Corps in the several counties of this State.

A Bill to protect rafts and raft-men from wanton injury committed by steamboats navigating any rivers and waters of this State.

A Bill to incorporate the Savannah Patent Steam Brick Company.

A Bill to change the time of holding the Spring Term of the Superior Courts of Clark county, to require the Judge of the Superior Courts of the Western Circuit to hold Courts two weeks at each Spring Term of the same, and to provide for the same.

A Bill to incorporate the Georgia Female College, under the care of the Methodist Protestant Church, Georgia district, located in Culloden.

A Bill to exempt the military corps of Scriven county, known by the name of the Scriven Troop, from all jury duty

A Bill to appoint an additional number of Trustees of

Oak Ridge Academy, and to provide for the removal of the same.

A Bill to change the name of the county site of the county of Clinch, in this State.

A Bill to amend the laws regulating the village of Sparta, in the county of Hancock.

A Bill to alter and amend an act entitled an act to alter an act for the better regulation of the town of Monticello, in the county of Jasper.

A Bill to prescribe the manner in which actions of ejectment and writs of forcible entry and detainers, shall be sued out, and for other purposes therein mentioned.

A Bill to amend an act entitled an act to alter and amend the several acts in relation to itinerant traders, &c.

A Bill to incorporate the Sparta Hotel Company.

A Bill to provide for the protection and defence of the rights of the citizens of the State of Georgia, against unjustifiable attacks, encroachments, or usurpations by other States, whether acting in their individual sovereign capacity within the limit of powers not delegated in the Constitution, or through their Representatives in the Senate of the United States of America;

Which was referred to the Committee on the State of the Republic.

A Bill for the relief of Thomas B. Andrews and Thomas M. Murray, Teachers of Poor Children of the county of Early, for the years 1844, '46, '47, and 1848.

A Bill to exempt Henry Rarrell, an invalid, in Emanuel county, from paying tax.

A Bill to permit the Georgia Railroad Company, and the Waynesboro Railroad Company, and the South Carolina Railroad Company, to establish a common depot in the city of Augusta, and to prescribe the communication between said Companies, on certain conditions;

Which was referred to the Committee on Internal Improvements.

A Bill to prevent the killing of Deer in the counties of Talbot and Marion, at certain periods.

A Bill to appoint a Board of Commissioners in the Great Ogeechee River.

A Bill to give painters, who may paint houses in the county of Baldwin, a lien upon such houses and premises, &c.

A Bill for the relief of Lewis T. Harris, Administrator on the estate of Nathaniel T. Harris, deceased, and to authorize the Governor to draw his warrant on the Treasury in his favor, for the sum therein specified.

A Bill to authorize any of the Alabama Railroad Companies of the State of Alabama, to extend their contem-

plated Railroads from the Alabama line, so as to intersect the Nashville and Chattanooga Railroad, within this State, and for other purposes.

A Bill to authorize the Inferior Court of Early county to have a strip of land surveyed and disposed of.

A Bill to authorize James C. Mulkey to practice medicine.

A Bill to authorize the collection of interest on open accounts and unliquidated demands.

A Bill for the benefit of the Atlanta and Dahlonega Plank Road Company;

Which was referred to the Committee on the Penitentiary.

A Bill for the benefit of purchasers of head-right warrants.

A Bill prescribing the punishment to be inflicted on slaves and free persons of color, guilty of slandering and defaming the character and reputation of white persons, and for other purposes.

A Bill to authorize the lending of money by the State, to aid in the completion of the Muscogee Railroad; to secure the State against loss therein, and for other purposes.

A Bill to appropriate a certain sum of money, therein specified, to William Crew of Muscogee county.

A Bill to settle and fix the hours of labor by all free white persons, under sixteen years of age, in all cotton, woollen, and other manufacturing establishments in this State, and for other purposes contained;

Which was referred to the Committee on Internal Improvements.

A Bill laying off the city of Columbus, in the county of Muscogee, into Wards, and pointing out the mode of electing Mayor and Aldermen thereof.

A Bill to regulate the holding Justices Courts in the several districts in this State, in certain cases.

A Bill for the admission of certain deeds in evidence, and for other purposes therein mentioned.

A Bill to alter and straighten the line between the counties of Jasper and Newton, so as to include the premises of Obadiah Fielder, A. S. Beall, Aaron Parker, William Pope, S. Caroway, D. M. Beall, Christopher Fincher, and Andrew J. Fincher, in the county of Newton.

A Bill for the relief of D. X. White, of Newton county.

A Bill to vest the duties of the Clerk of the Inferior Court of the county of Stewart, in the Clerk of the Superior Court.

A Bill for the prevention of foreigners peddling in the State of Georgia.

A Bill to authorize John F. Sweatt to erect a bridge

across the Alapaha river, on his own land, in the county of Ware, &c.

A Bill to repeal so much of an act entitled an act, so far as relates to the county of Walker, assented to February 14th, 1850.

A Bill to change the place of holding Justices Courts in Appling county, and for other purposes.

A Bill to incorporate the Newnan and Carrollton Railroad Company.

A Bill to encourage Internal Improvements, and develop the resources of the State.

A Bill to provide for the payment of certain creditors of the Bank of Darien;

Which was referred to the Committee on Banks.

A Bill to regulate the mode of taking Bonds of Receivers of Banks, appointed by virtue of the act of December 13th, 1842.

A Bill to amend the road, town, or village laws of this State, so far as respects the county of Hancock.

A Bill to prevent the obstructing of Railroads, and to punish the same.

A Bill to repeal an act to regulate the testimony of Attorneys at Law, passed 21st February, 1850.

A Bill to increase the jurisdiction of Magistrates in the city of Macon.

A Bill to amend an act to amend an act authorizing certain Commissioners to raise by lottery a fund for the erection of monuments to the memory of Greene and Pulaski, in the city of Savannah, passed December 1837, and the original act of the same is amendatory.

A Bill to require all wills of personal property to be executed and proved in the same manner as now prescribed by law for the execution and proof of devises of real estate;

Which was referred to the Committee on the Judiciary.

A Bill to repeal the 9th and 19th sections of an act incorporating the Gainesville Railroad Company, approved December 28th, 1847.

A Bill to authorize the Treasurer of the Poor School Fund in the county of Laurens, to pay over to William J. Daniel and Archibald McMillan the amount of their accounts, &c.

A Bill to change the time of holding elections for members to represent the people of this State in the Congress of the United States.

A Bill for the relief of Emily Goucher, of Randolph county.

A Bill to extend and enlarge the corporate powers of the town of Covington.

A Bill to appropriate money for certain purposes therein mentioned.

A Bill to require the Governor to supply the halls of the Capitol with new chairs and desks.

The House then adjourned until to-morrow morning half past 9 o'clock.

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WEDNESDAY, JAN. 7, 1852.

The House met pursuant to adjournment.

Leave of absence was granted to Mr. Barlow for a few days on account of death in his family ;

Also, to Messrs. Lane, and Dawson of Putnam, for a few days, on special business.

The House took up the Special Order of the Day, which was the Report of the Committee of the Whole on the Bill to appropriate money for the support of the government for the fiscal years 1852 and 1853.

The first section having been read—

The Committee moved to fill the blank with the sum of \$2,500 ;

Which was received.

The second section having been read—

The Committee moved to strike out the entire section ;

Which motion prevailed.

The sixth section having been read—

The Committee moved to fill the first blank with the sum of \$4,625 ;

Which motion prevailed.

The Committee moved further to amend by filling the second blank with the sum of \$8000 ;

The seventh section having been read—

The Committee moved to strike out the entire section ;

Which motion prevailed.

The eighth section having been read—

The Committee moved to fill the first blank with the following words, to wit :

“Some fit and proper person to be selected by His Excellency the Governor ;”

Which motion prevailed.

The Committee moved further to amend by filling the second blank with the following words, to wit :

“Persons so selected ;”

Which motion prevailed.

The ninth section having been read—

The Committee moved to fill the first blank with the sum of \$6 ;

Which motion prevailed.

The Committee moved further to amend by filling the second blank by inserting the sum of \$4;

Which motion prevailed.

The Committee moved further to amend by filling the third blank with the sum of \$5;

Which motion prevailed.

The Committee moved further to amend by filling the fourth blank with the following words, to wit:

“The present session of the General Assembly;”

Which motion prevailed.

The Committee moved further to amend by filling the fifth blank with the sum of \$5;

Mr. Floyd moved to amend by striking out the sum of \$5, and inserting the sum of \$4;

Whereupon, on the call of Mr. Floyd, and the second of Mr. Fuller, the yeas and nays were required to be recorded, and are—yeas 57, nays 31.

Those voting in the affirmative are Messrs.

Allred,	Harris, of Clarke,
Anderson, of Franklin,	Harper,
Anderson, of Wilkes,	Hendrick,
Armstrong,	Knox,
Atkinson,	Lochlin,
Barr,	Lowe,
Barnett, of Henry,	McAfee,
Baugh,	McFarland,
Bellinger,	McLain,
Bivins,	Moon,
Blackwell,	Morehouse,
Bloodworth	Morel,
Brinson,	Nasworthy,
Cannon,	Pickett,
Christie,	Ramsay,
Clark, of Oglethorpe,	Raulerson,
Culler,	Richardson,
Dawson, of Greene,	Scarlett,
Dorminy,	Shewmake,
Dyer,	Smith, of Hancock,
Erwin, of Forsyth,	Stephens,
Fall,	Sumner,
Floyd,	Tift,
Fowler,	Tillman, of Appling,
Gardner,	Tillman, of Tattnall,
Gilbert,	Trippe,
Grant,	Waldhour,
Gray,	Watts,
Hackney,	Wofford.

Those voting in the negative are Messrs.

Bulloch,	Mobley,
Byrd,	Patterson,
Cameron, of Chattooga,	Perkins,
Carr,	Phillips,
Castens,	Pierce,
Chastain,	Price,
Clark, of Stewart,	Roberts,
Fannin,	Robinson, of Laurens,
Felton,	Russell,
Fuller,	Smith, of Coweta,
Harris, of McIntosh,	Staten,
Henly,	Thornton,
Janes,	Wall,
Latimer, of Cobb,	Wallace,
McComb,	Williford.
Merrell,	

So the motion to amend the amendment prevailed.

The amendment as amended was then agreed to.

The Committee moved further to amend the said section by the following proviso, to wit:

“*Provided*, That no member shall receive pay for any time after having left, for the remainder of the session, or for any time he may have been absent without leave, except from sickness of himself or family;”

Which motion prevailed.

The tenth section having been read—

The Committee moved to fill the first blank with the sum of \$5;

Which motion prevailed.

The Committee moved to fill the second blank with the sum of \$6;

Which motion prevailed.

The Committee moved further to amend the said section by inserting after the words “the Clerk and Assistant Clerk,” the words “and the sum of \$8 per day be paid the Journalizing Clerk;”

Which motion prevailed;

The Committee moved to fill the third blank in the section with the sum of “fifty dollars;”

Which motion prevailed;

The Committee moved further to amend the said section by filling the fourth blank with the sum of \$5;

Which motion prevailed.

The eleventh section having been read—

The Committee moved to amend by filling the blank with the sum of \$6 ;

Which motion prevailed.

The thirteenth section having been read—

The Committee moved to strike out the entire section ;

Which motion prevailed.

The sixteenth section having been read—

The Committee moved to amend by inserting after the words " ten thousand dollars," the word " balance ;"

Which motion prevailed.

The Committee moved further to amend by filling the blank with the words " three thousand ;"

Which motion prevailed.

The Committee moved further to amend by the following additional words to the end of said section, to wit :

" Under a resolution of the last Legislature ;"

Which motion prevailed.

Pending the consideration of the Report of the Committee of the Whole—

The following message was received from the Senate, by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has passed the following Bill :

A Bill to authorize the Ordinary of Wayne county to keep his office at his own residence in said county.

The Senate has also passed the following Bills of the House of Representatives :

A Bill to allow Margaret Young, late Margaret Oliver, to marry again, and for her relief ;

Also, a Bill to authorize the Justices of the Inferior Courts of Walton and Henry counties to pay to Thomas G. Wood, of Walton county, and William Hadden, of Henry county, certain sums of money for teaching the Poor Children of said counties in the years 1848 and 1849 ;

Also, a Bill for the relief and benefit of Jemima Green, of the county of Irwin ;

The Senate has also passed the following Bills of the House with amendments, to which they ask the concurrence of the House of Representatives :

A Bill to provide for the election of all the Judges of the Superior Courts by the free white people of the State of Georgia, and for other purposes therein named ;

Also, a Bill for the relief of the estate of James Mapp, deceased, of Green county ;

Also, a Bill to prescribe the mode of compensating the Jurors of the Superior and Inferior Courts of the counties of Lumpkin, Habersham and Murray ;

Also, a Bill to incorporate the Georgia Mechanical and



Manufactural Institute in the city of Macon, and to confer certain privileges upon the same.

The House again resumed the consideration of the Special Order of the Day, which was the report of the Committee of the Whole on the Bill appropriating money for the support of the government for the political years 1852 and 1853.

The Committee moved the following as an additional section to the Bill, to wit :

*And be it further enacted*, That the Treasurer be authorized to pay from time to time, to officers of the government whose salaries are appropriated by this Act, seventy-five per cent. of the amounts for which service has actually been rendered at the date of said payment, taking receipts from said officers for the same, which receipts shall be his vouchers, and are hereby declared offsets to the extent of said payments to Executive warrants drawn at the end of the quarter for said officers' salary ;

Which was received.

The Committee moved the following as an additional section to the Bill, to wit :

*And be it further enacted*, That the sum of three hundred dollars be appropriated for the payment of the expenses incurred by the Committee appointed under a resolution of the House to examine the Western and Atlantic Railroad, and that the same be drawn by the chairman of said Committee, by warrant of the Governor ;

Which was received.

The Committee moved the following also as an additional section to the Bill, to wit :

*And be it further enacted*, That the sum of one hundred and fifty dollars be paid to the clerk of the Joint Standing Committee on the Penitentiary ;

Which was received.

The Committee also moved the following as an additional section to the Bill, to wit :

*And be it further enacted*, That the sum of three hundred dollars be appropriated annually to pay the Military Storekeeper at Savannah for the years 1852 and 1853 ;

Which was received.

The Committee moved also the following as an additional section to the Bill, to wit :

*And be it further enacted by the authority aforesaid*, That the sum of ninety dollars be and the same is hereby appropriated to be paid to Jesse Farrar in satisfaction for eighteen days service as Secretary of the Board of Commissioners of the Western and Atlantic Railroad in attending at Milledgeville in 1843, under an Executive order, where the books and papers of said Board had been taken

to make a final settlement of the actings and doings of said Commissioners ;

Which was received.

The Committee moved also the following as an additional section to the Bill, to wit :

*And be it further enacted*, That the sum of one hundred dollars be appropriated to pay David Kramer, for scouring the rooms in the upper story of the State House, sunning and dusting carpets, and airing the rooms, for each of the years 1852 and 1853 ;

Which was received.

The Committee also moved the following as an additional section to the Bill, to wit :

*And be it further enacted*, That the sum of one hundred dollars be appropriated to John J Word, Solicitor General of the Cherokee Circuit, for professional services performed on the part of the State, and that the Treasurer be authorized to pay the same to Lewis Tumlin, Senator from the county of Cass ;

Which was received.

The Committee also moved the following as an additional section to the Bill, to wit :

*And be it further enacted*, That the sum of five hundred dollars, annually, be paid the Clerk of the Supreme Court of Georgia, to enable him to hire a Deputy.

Whereupon, on the call of Mr. Gardner, and the second of Mr. Baugh, the yeas and nays were required to be recorded, and are—yeas 57, nays 41.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	Lowe,
Armstrong,	McComb,
Atkinson,	Milledge,
Bartow,	Morehouse,
Barnett, of Henry,	Morel,
Bellinger,	Nasworthy,
Bivins,	Patterson,
Byrd,	Perkins,
Cameron, of Chattooga,	Pierce,
Cannon,	Price,
Chastain,	Raulerson,
Christie,	Richardson,
Clark, of Oglethorpe,	Roberts,
Clark, of Stewart,	Robinson, of Laurens,
Dawson, of Greene.	Robinson, of Macon,
Dyer,	Russell,
Fannin,	Scarlett,
Felton,	Shewmake,

Floyd,	Smith, of Coweta,
Harris, of McIntosh,	Smith, of Hancock,
Harper,	Staten,
Hendrick,	Stephens,
Henly,	Thornton,
Henry,	Thurmond,
Hill,	Tillman, of Tattnall,
Irvin, of Wilkes,	Trippe,
Janes,	Watts,
Langmade,	Wofford.
Lochlin,	

Those voting in the negative, are Messrs.

Allred,	Jackoway,
Anderson, of Franklin,	Knox,
Barr,	Latimer, of Cobb,
Barnett, of Butts,	Loveless,
Baugh,	McAfee,
Blackwell,	McFarland,
Bloodworth,	McLain,
Brinson,	Merrell,
Bulloch,	Moon,
Carr,	Mobley,
Castens,	Phillips,
Daniel,	Pickett,
Dorminy,	Powell,
Erwin, of Forsyth,	Sumner,
Fowler,	Tift,
Fuller,	Tillman, of Appling.
Gardner,	Waldhour,
Gilbert,	Wall,
Grant,	Wallace,
Gray,	Williford.
Hackney,	

The Speaker decided that the section contemplated a donation, and under the Constitution it required a majority of two-thirds to receive it, and consequently the section was rejected.

Mr. Harper appealed from the decision of the Chair;

And on the question, "Shall the decision of the Chair stand as the judgment of the House?" on the call of Mr. Gardner and the second of Mr. Jackoway, the yeas and nays were required to be recorded, and are—yeas 49, nays 44.

Those who voted in the affirmative, are Messrs.

Allred,	Gray,
Anderson, of Franklin,	Hackney,
Anderson, of Wilkes,	Janes,
Barr,	Knox,
Baugh,	Latimer, of Cobb,
Blackwell,	Lochlin,
Bloodworth,	Loveless,
Brinson,	McAfee,
Bulloch,	McLain,
Byrd,	Merrell,
Cameron, of Telfair,	Moon,
Cannon,	Mobley,
Carr,	Nasworthy,
Chastain,	Phillips,
Christie,	Pickett,
Daniel,	Ramsey,
Dorminy,	Raulerson,
Dyer,	Roberts,
Ewin, of Forsyth,	Smith, of Coweta,
Felton,	Sumner,
Fowler,	Thornton.
Fuller,	Thurmond,
Gardner,	Tift,
Gilbert,	Tillman, of Tattnall.
Grant,	

Those voting in the negative are Messrs.

Armstrong,	Jackoway,
Atkinson,	Langmade,
Bartow,	Lowe,
Barnett, of Henry,	McComb,
Bellinger,	Milledge,
Bivins,	Morehouse,
Cameron, of Chattooga,	Morel,
Clark, of Oglethorpe,	Patterson,
Clark, of Stewart,	Perkins,
Culler,	Pierce,
Dawson, of Greene,	Powell,
Fannin,	Price,
Floyd,	Richardson,
Hall,	Robinson, of Laurens,
Harris, of Clarke,	Russell,
Harris, of McIntosh,	Shewmake,
Harper,	Smith, of Hancock,
Hendrick,	Staten,

Henly,  
Henry,  
Hill,  
Irvin, of Wilkes,

Stephens,  
Trippe,  
Waldhour,  
Wofford.

So the decision of the Chair stood as the judgment of the House.

The Committee also moved the following as an additional section to the Bill, to wit :

*And be it further enacted,* That the mileage and per diem for the whole of the session of Henry R. Deadwyler, late a member of the House of Representatives, be paid to Benjamin Thornton, Representative from the county of Elbert, and that fifteen dollars be paid to Z. H. Clark, the expenses of the Committee in transporting the remains of the said Deadwyler to his home ;

Which was received.

The Committee also moved the following as an additional section to the Bill, to wit :

*And be it further enacted,* That the sum of two hundred and five dollars be appropriated to pay Jared Tomlinson, who served the State as Senator from the 15th Senatorial district, in the Legislature of 1849 and 1850, said Tomlinson, on account of severe illness, not having presented his credited account until the warrants of President and Speaker for that session had been closed ;

Which was received.

The Committee moved also the following as an additional section to the Bill, to wit :

*And be it further enacted,* That the sum of fifteen hundred dollars, or so much thereof as may be necessary, be and the same is hereby appropriated for the repair of the Arsenal in Savannah, the said repairs to be under the control and direction of the Governor ;”

Which was received.

SEC. —. *Be it further enacted,* That the sum of twenty one dollars be appropriated, severally, to William Johnson, J. H. Johnson, Floyd Malone, William Mobley, William A. Maddox, J. J. W. Cargile, Robert Brown and John Wyatt, and to each of them, and that the Treasurer be authorized to pay said sums to Samuel H. Blackwell, Representative from the county of Jasper ; that the sum of twenty-four dollars be appropriated to Isaac L. Parker, and that the Treasurer be authorized to pay the same to John L. Barnett, member from the county of Butts, and also that the sum of twenty-seven dollars be appropriated to Joel C. McDonald, and that the Treasurer be authorized

to pay the same to Samuel H. Blackwell, Representative from the county of Jasper, for attendance as witnesses before the House Committee on Privileges and Elections, of this House, in the case of the contested election from the county of Jasper.

Those voting in the affirmative are Messrs.

Allred,	Hill,
Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Janes,
Armstrong,	Knox,
Atkinson,	Langmade,
Bartow,	Latimer, of Cobb,
Barr,	Lochlin,
Barnett, of Butts,	Loveless,
Barnett, of Henry,	Lowe,
Baugh,	McAfee,
Bellinger,	McFarland,
Bivins,	Merrell,
Blackwell,	Moon,
Bloodworth,	Mobley,
Brinson,	Morel,
Bulloch,	Nasworthy,
Byrd,	Pickett,
Cameron, of Chattooga,	Pierce,
Cannon,	Price,
Chastain,	Raulerson,
Christie,	Richardson,
Clark of Oglethorpe,	Robinson, of Laurens,
Daniel,	Robinson, of Macon,
Dyer,	Russell,
Erwin, of Forsyth,	Shewmake,
Fall,	Smith, of Coweta,
Floyd,	Smith, of Hancock,
Fowler,	Stephens,
Fuller,	Thornton,
Gardner,	Thurmond,
Grant,	Tift,
Hackney,	Tillman, of Tattnall,
Hall,	Trippe,
Harris, of Clarke,	Waldhour,
Harper,	Watts,
Hendrick,	Williford,
Henly,	Wofford.

Those voting in the negative are Messrs.

Carr,

McLain,

Culler,	Morehouse,
Dorminy,	Patterson,
Gilbert,	Phillips,
Gray,	Roberts,
Harris, of McIntosh,	Staten,
Jackoway,	Sumner.
McComb,	

Mr. Stephens moved to amend by the following additional section, to wit :

*And be it further enacted,* That the sum of six hundred dollars be appropriated to Doctors Tallmadge, Pierce and Mercer, two hundred dollars to each, as a compensation for their services and expenses in making their educational report under a resolution of the last General Assembly ;

Whereupon, on the call of Mr. Russell, and the second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 51, nays 36.

Those voting in the affirmative are Messrs.

Armstrong,	McLain,
Atkinson,	Merrell,
Bartow,	Morel,
Barnett, of Henry,	Nasworthy,
Bivins,	Patterson,
Blackwell,	Pierce,
Castens,	Powell,
Christie,	Price,
Clark, of Oglethorpe,	Ramsey,
Culler,	Richardson,
Dawson, of Greene,	Roberts,
Erwin, of Forsyth,	Robinson, of Laurens,
Fall,	Robinson, of Macon,
Felton,	Russell,
Floyd,	Scarlett,
Gilbert,	Shewmake,
Harris, of Clarke,	Smith, of Coweta,
Harris, of McIntosh,	Smith, of Hancock,
Harper,	Staten,
Henry,	Stephens,
Hill,	Thornton,
Irvin, of Wilkes,	Tift,
Janes,	Tripp,
Lowe,	Waldhour,
McAfee,	Wofford.
McComb,	

Those voting in the negative are Messrs.

Allred,	Hackney,
Anderson, of Franklin,	Hendrick,
Barr,	Henly,
Baugh,	Jackoway,
Bellinger,	Knox,
Bloodworth,	Langmade,
Bulloch,	Latimer, of Cobb,
Byrd,	Lochlin,
Cameron, of Telfair,	Moon,
Cannon,	Mobley,
Carr,	Pickett,
Chastain,	Raulerson,
Dorminy,	Sumner,
Dyer,	Thurmond,
Fowler,	Tillman, of Appling,
Fuller,	Tillman, of Tattnall.
Gardner,	Wall,
Grant,	Williford.

So the section was received.

Mr. Russell moved the following as an additional section to wit :

*And be it further enacted*, That the sum of one hundred and fifty dollars, be, and the same is hereby, appropriated to pay the Military Storekeeper at Milledgeville, for each of the years 1852 and 1853 ;

Which was received.

Mr. Floyd moved the following as an additional section to wit :

*And be it further enacted*, That the sum of one thousand dollars annually be set apart, to be used by his Excellency, the Governor, at his discretion, in supplying the Library with such books as may be required for the years 1852 and 1853 ;

Which was received.

Mr. Chastain also moved the following as an additional section, to wit :

*And be it further enacted*, That the sum of \$171 71 principal debt, and the sum of interest on the same, is hereby appropriated to E. Waitzfelder & Co., the amount due them for materials furnished the Penitentiary ;

Which was rejected.

Mr. Floyd also moved the following as an additional section, to wit :

*And be it further enacted*, That the sum of five hun-



dred dollars be appropriated for the salary of State Librarian for each of the years 1852 and 1853, and that it shall be his duty to take charge of and keep in good order the books in the Library—that he make out annually a schedule of all the books in the same, and report the same to His Excellency, the Governor, and that he shall be further required to receive from the State Printer the Laws and Journals of each session of the last Legislature, and that the distribution of the same to the various counties shall be under his direction, and all receipts of Clerks of Courts shall be given to the said Librarian for such Laws and Journals, as well as all other books distributed, and that he be required to file said receipts ;

Mr. Gardner moved to amend by striking out the word “five ;”

Which motion prevailed ;

Mr. Henry moved to insert in the blank the word “four ;”

Whereupon, on the call of Mr. Gardner, and the second of Mr. , the yeas and nays were required to be recorded, and are—yeas 42, nays 49.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	Irvin, of Wilkes,
Armstrong,	Jackoway,
Atkinson,	McAfee,
Bartow,	McComb,
Bivins,	Milledge,
Cameron, of Chattooga,	Morehouse,
Castens,	Nasworthy,
Christie,	Pierce,
Clark, of Oglethorpe,	Powell,
Clark, of Stewart,	Price,
Dawson, of Greene.	Richardson,
Fall,	Robinson, of Laurens,
Fannin,	Robinson, of Macon,
Felton,	Russell,
Floyd,	Shewmake,
Harris, of Clarke,	Smith, of Hancock,
Harris, of McIntosh,	Stephens,
Hendrick,	Thornton,
Henly,	Trippe,
Henry,	Waldhour,
Hill,	Williford.

Those voting in the negative, are Messrs.

Allred,	Langmade,
Anderson, of Franklin,	Latimer, of Cobb,

Barr,	Lochlin,
Barnett, of Butts,	Loveless,
Baugh,	Lowe,
Blackwell,	McLain,
Bloodworth,	Merrell,
Brinson,	Moon,
Bulloch,	Mobley,
Byrd,	Morris,
Cannon,	Phillips,
Carr,	Patterson,
Chastain,	Pickett,
Culler,	Raulerson,
Daniel,	Smith, of Coweta,
Dyer,	Staten,
Erwin, of Forsyth,	Sumner,
Fuller,	Thurmond,
Gardner,	Tift,
Gilbert,	Tillman, of Appling,
Grant,	Tillman, of Tattnall,
Gray,	Wall,
Hackney,	Wallace,
Janes,	Watts,
Knox,	Wofford.

So the motion was lost.

Mr. Tift moved to fill the blank by inserting the word "three ; "

Whereupon, on the call of Mr. Bartow, and the second of Mr. , the yeas and nays were required to be recorded, and are—yeas 55, nays 39.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	McAfee,
Armstrong,	McComb,
Atkinson,	McFarland,
Bartow,	Morehouse,
Barnett, of Henry,	Morel,
Bivins,	Nasworthy,
Byrd,	Perkins,
Cameron, of Chattooga,	Pierce,
Castens,	Powell,
Clark, of Oglethorpe,	Price,
Clark, of Stewart,	Ramsay,
Daniel,	Richardson,
Dawson, of Greene,	Robinson, of Laurens,
Fall,	Robinson, of Macon,
Fannin,	Russell,

Felton,	Scarlett,
Floyd,	Shewmake,
Harris, of Clarke,	Smith, of Hancock,
Harris, of McIntosh,	Staten,
Harper,	Stephens,
Hendrick,	Thornton,
Henly,	Tift,
Henry,	Tillman, of Tattnall,
Hill,	Trippe,
Irvin, of Wilkes,	Waldhour,
Jackoway,	Wallace,
Langmade,	Williford.
Lochlin,	

Those voting in the negative are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Knox,
Barr,	Latimer, of Cobb,
Barnett, of Butts,	Loveless,
Baugh,	Lowe,
Bellinger,	McLain,
Bloodworth	Merrell,
Bulloch,	Moon,
Cannon,	Mobley,
Carr,	Morris,
Chastain,	Patterson,
Culler,	Phillips,
Dyer,	Smith, of Coweta,
Erwin, of Forsyth,	Sumner,
Fuller,	Thurmond,
Gardner,	Tillman, of Appling,
Gilbert,	Wall,
Grant,	Watts,
Gray,	Wofford.
Hackney,	

So the motion to postpone prevailed.

Mr. Russell moved the following additional section, to wit :

*And be it further enacted,* That the sum of Five Hundred Dollars be appropriated to pay a Deputy Clerk of the Supreme Court, when such Deputy may be appointed according to the present provisions of law ;

Which was rejected.

The report of the Committee of the Whole, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

Mr. Shewmake, from the Committee on Enrolment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following acts, to wit :

An Act to allow Margaret Young, late Margaret Oliver, to marry again, and for her relief ;

Also, an Act to authorize and require the Justices of the Inferior Courts of Walton and Henry counties to pay to Thomas G. Wood, of Walton county, and William Hadden, of Henry county, certain sums of money for teaching the poor children of said counties, in the years 1848 and 1849 ;

Also, an Act for the relief and benefit of Jemima Green, of the county of Irwin ;

Also, an Act to provide for the taking the census of the State of Georgia, in pursuance of the requirements of the twenty-fifth section of the first article of the Constitution of the State of Georgia.

The House took up the Special Order of the Day, which was on a resolution offered by Mr. Floyd, in relation to State Finances, and, on motion of Mr. Floyd, the same was postponed, and made the Special Order of the Day for Saturday next.

Mr. Henry, from the Committee on the Judiciary, to whom was referred a Bill to authorize James Daniel, of the county of Madison, to establish a ferry on his own land in said county, and to regulate the same, reported the same back to the House and advised against its passage.

Mr. Henry, from said committee, to whom was referred a Bill to require all wills of personal property to be proved in the same manner as is now prescribed by law for the execution and proof of devises of real estate, reported the same back to the House and recommended its passage.

Mr. Henry, from the same committee, to whom was referred a Bill to authorize a grant to issue to Thomas A. Jones, to lot of land No. 181, in the 10th District of Carroll county, reported the same back to the House, and recommended its passage.

On motion of Mr. Atkinson, the House took up as the Report of the Committee of the Whole, the Bill to fix and regulate the time of holding the Superior Courts in the Macon Circuit, and, on motion of Mr. Atkinson, the same was postponed for the present.

On motion of Mr. Wofford, the Order was suspended, and the House took up the Message of the Senate, insisting on its amendments to the Bill of the House, for the relief of Executors, Administrators, and Guardians, &c.

On motion of Mr. Henry, a Committee of Conference was appointed by the Chair to meet a similar Committee on the part of the Senate, to consult in reference to said Bill; and the Committee are, Messrs. Henry, Tift, Trippe and Thurman.

The House took up the message of the Senate in relation to the amendment to the Bill of the House to relieve and indemnify Seaborn Jones, &c.

On motion of Mr. Scarlett, the same passed over for the present.

The House again took up the Message of the Senate, in relation to the amendment to the Bill of the House, to change the line between the counties of Telfair and Appling.

The motion pending was on concurring in the amendment changing the lines between the counties of Butts and Spalding, the House refused to concur.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment.

On motion of Mr. Russell, the Order was suspended, and he, from the Special Committee, to whom was referred the Bill to appoint the time of holding the Superior Courts of the Blue Ridge Circuit, reported the same back to the House, and recommended its passage without any material amendment.

The House then resumed the unfinished business of the morning, which was the consideration of Messages of the Senate, reporting amendments by that branch to the Bills of the House.

The House took up the Message of the Senate, in relation to amendments to the Bill of the House, to change the line of the Western and Atlantic Railroad, so as to run through the town of Cassville, and agreed thereto.

The House took up the Message of the Senate, in relation to the amendment to the Bill of the House, to appropriate money for the improvement of the navigation of the Altamaha, Ocmulgee and Oconee rivers, and to appoint Commissioners for the same.

Mr. Mobley moved to postpone the same, and make it the Special Order of the Day for the 22d of February.

Whereupon on the call of Mr. Anderson, of Franklin, and the second of Mr. Bullock, the yeas and nays were required to be recorded, and are—yeas 39, nays 58.

Those who voted in the affirmative, are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Jackoway,
Barr,	Latimer, of Cobb,
Barnett, of Butts,	Lochlin,
Baugh,	Loveless,
Bellinger,	Lowe,
Bivins,	Merrell,
Blackwell,	Moon,
Brinson,	Mobley,
Bulloch,	Phillips,
Cannon,	Pickett,
Chastain,	Richardson,
Clark, of Oglethorpe,	Robinson, of Macon,
Dawson, of Putnam,	Stephens,
Dyer,	Thurmond,
Erwin, of Forsyth,	Wall,
Fowler,	Watts,
Grant,	Wynn, of Oglethorpe.
Gray,	

Those who voted in the negative, are Messrs.

Armstrong,	McLain,
Atkinson,	Milledge,
Bartow,	Morehouse,
Barnett, of Henry,	Morel,
Bloodworth,	Morris,
Cameron, of Chattooga,	Nasworthy,
Carr,	Patterson,
Castens,	Pierce,
Christie,	Price,
Culler,	Ramsey,
Daniel,	Raulerson,
Dawson, of Greene,	Roberts,
Dorminy,	Robinson, of Laurens,
Edwards,	Russell,
Felton,	Scarlett,
Floyd,	Shewmake,
Fuller,	Smith, of Coweta,
Gardner,	Smith, of Hancock,
Gilbert,	Staten,
Hackney,	Sumner,
Harris, of Clarke,	Thornton,
Harris, of McIntosh,	Tift,
Harper,	Tillman, of Appling,
Henry,	Tillman, of Tattnall,

Hill,  
Knox,  
Langmade,  
McAfee,  
McFarland,

Trippe,  
Waldhour,  
Wallace,  
Williford.  
Wofford,

So the Bill was lost.

The question then recurred on agreeing to the amendment of the Senate ;

The House refused to agree.

The House took up the Message of the Senate, in relation to the amendment to the Bill of the House, to compel the Clerks of the Superior and Inferior Courts, and Courts of Ordinary of the several counties, of this State, to buy a seal of office for each of said Courts, and agreed thereto.

The following message was received from the Governor, by Mr. Hood, his Secretary, to wit :

MR. SPEAKER : The Governor has approved and signed the following Acts, all of which have been deposited in the office of the Secretary of State, to wit :

No. 79. An Act to amend an act entitled an act to compel the several Banks of this State to redeem their liabilities in specie, and to provide a forfeiture of such as may refuse, assented to on the 18th day of December, 1840 ; and an act entitled an act for the relief of certain Banks which have suspended specie payments, against which judicial proceedings have been instituted for the forfeiture of their charters, assented to on the 10th December, 1841 ; and also an act further amendatory of said acts, assented to on the 13th of December, 1842.

No. 80. An Act to amend the law in relation to public sales.

No. 81. An Act to reduce the Sheriff's Bond in the county of Madison.

No. 82. An act to extend the corporate limits of the town of Oxford, in Newton county, and to exempt certain lands therein embraced from any additional rate of taxation on account of being embraced in said corporate limits.

No. 83. An Act to incorporate the Americus Female Institute, in the county of Sumter.

No. 84. An Act for the relief of the teachers of poor children, of the county of Upson, for the year 1850.

No. 85. An Act to repeal all laws heretofore passed changing the residence of citizens of this State from one county to another, without altering the boundary lines between the said counties.

No. 86. An Act to fix the fees of Sheriffs, Constables and Coroners, in certain cases therein specified, and to provide for taxing the same.

No. 87. An Act to preserve the purity of public elections in this State, and to prevent Magistrates who may hold county, city, or town offices, from presiding at county, or city, or town elections, so far as relates to the county of Chatham.

No. 88. An Act to alter the time of holding the Inferior Courts for the counties of DeKalb and Carroll.

No. 89. An Act to authorize the relator in any writ of mandamus to traverse the answer or return of any person, officer, corporation or court, of this State, to any writ or mandamus issued by the Superior Courts of this State.

No. 90. An Act to amend the several acts of force in relation to the incorporation of the town of LaGrange, Troup county, so as to extend and define the powers of the corporate authorities of said town and for other purposes.

The House took up the Message of the Senate in relation to the amendment to the Bill of the House, to prohibit the sale of deadly weapons, and to prescribe the manner of carrying the same, and to punish for a violation of the same, and to repeal an act entitled an act to guard and protect the citizens of this State against the unwarrantable and too prevalent use of deadly weapons, assented to the 25th December, 1837, and agreed thereto.

The House took up the Message of the Senate, in relation to the amendments to the Bill of the House, to levy and collect a tax for the political years 1852 and 1853.

Mr. Janes moved to postpone the same, and make it the Special Order of the Day for the 22d of February next.

Mr. Trippe called for the previous question, and was seconded by the House.

The main question was then put, which was on the postponement, and, on the call of Mr. Wofford, and second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 42, nays 56.

Those voting in the affirmative are Messrs.

Allred,  
Anderson, of Franklin,  
Barr,  
Baugh,  
Bulloch,  
Byrd,  
Cameron, of Chattooga,  
Cannon,

Lowe,  
McLain,  
Moon,  
Morel,  
Patterson,  
Phillips,  
Pickett,  
Pierce,



Chastain,	Powell,
Dawson, of Putnam,	Raulerson,
Dorminy,	Smith, of Coweta,
Felton,	Staten,
Gilbert,	Stephens,
Grant,	Sumner,
Gray,	Thurmond,
Henly,	Tillman, of Appling,
Jackoway,	Tillman, of Tattnall,
Janes,	Wall,
Knox,	Watts,
Lochlin,	Wofford,
Loveless,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Anderson, of Wilkes,	Henry,
Atkinson,	Hill,
Bartow,	Irwin, of Wilkes,
Barnett, of Butts,	Langmade,
Barnett, of Henry,	Latimer, of Cobb,
Bivins,	McAfee,
Blackwell,	McFarland,
Bloodworth,	Milledge,
Brinson,	Mobley,
Carr,	Morehouse,
Castens,	Morris,
Christie,	Nasworthy,
Clark, of Oglethorpe,	Price,
Clark, of Stewart,	Ramsay,
Cullier,	Richardson,
Daniel,	Roberts,
Dawson, of Greene,	Robinson, of Laurens,
Dyer,	Robinson, of Macon,
Edwards,	Scarlett,
Erwin, of Forsyth,	Shewmake,
Fannin,	Smith, of Hancock,
Floyd,	Thornton,
Fuller,	Tift,
Hackney,	Trippe,
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Wallace,
Harper,	Williford,
Hendrick,	Woodward.

So the motion was lost.

The first amendment of the Senate having been read, which is as follows, to wit:

To strike out the following words in the 3d section, "all plantation tools and household furniture not exceeding five hundred dollars, not held as merchandize or for purpose of sale, the amount of five hundred dollars value in property, belonging to every tax payer irrespective of any property owned by him over and beyond that amount, and also the annual crops and provisions of the citizens of this State, and the holder or owner of stock in any incorporated company liable to taxation on his capital, shall not be taxed as an individual for such stock," and insert in lieu thereof the following words to wit: "Also all plantation and mechanical tools, all household and kitchen furniture not above the value of three hundred dollars, not held for purposes of sale or as merchandize, all libraries, all poultry belonging to each Tax Payer, and also the annual crops and premises of the citizens of this State, and all firearms and other instruments and munitions of war not held as merchandize, and all wearing apparel of the Tax Payer and family, and the holder or owner of stock in any incorporated company liable to taxation on its capital, shall not be taxed as an individual for such stock."

Mr. Tift moved to amend the amendment of the Senate, by adding the following, to wit:

"*Provided* That all Banks and other incorporated companies, shall pay tax upon their money, bonds, notes, and other obligations, in the same manner and at the same rate as individuals are taxed for the like property by this act.

Mr. Perkins called for the "previous question," and on the question, "Shall the main question be now put?" on the call of Mr. Wofford, and the second of Mr. Russell, the yeas and nays were required to be recorded, and are—yeas 69, nays 28.

Those who voted in the affirmative, are Messrs.

Anderson, of Franklin,	Lochlin,
Anderson, of Wilkes,	Loveless,
Bartow,	Lowe,
Barnett, of Henry,	McAfee,
Bivins,	McFarland,
Blackwell,	McLain,
Bloodworth,	Milledge,
Brinson,	Moon,
Bulloch,	Mobley,
Cameron, of Chattooga,	Morehouse,
Carr,	Morel,
Castens,	Morris,
Christie,	Nasworthy,

Clark, of Oglethorpe,	Perkins,
Clark, of Stewart,	Price,
Culler,	Ramsay,
Daniel,	Raulerson,
Dawson, of Greene,	Richardson,
Dawson, of Putnam,	Roberts,
Dyer,	Robinson, of Laurens,
Edwards,	Robinson, of Macon,
Erwin, of Forsyth,	Scarlett,
Fannin,	Shewmake,
Floyd,	Smith, of Hancock,
Gardner,	Sumner,
Hackney,	Thornton,
Harris, of Clarke,	Thurmond,
Harper,	Tillman, of Tattnall,
Hendrick,	Trippe,
Henry,	Waldhour,
Hill,	Wall,
Irvin, of Wilkes,	Wallace,
Knox,	Williford,
Langmade,	Woodward,
Latimer, of Cobb,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Allred,	Henly,
Atkinson,	Janes,
Barr,	McComb,
Barnett, of Butts,	Patterson,
Baugh,	Phillips,
Byrd,	Pickett,
Cannon,	Pierce,
Chastain,	Powell,
Dorminy,	Russell,
Fowler,	Smith, of Coweta,
Fuller,	Staten,
Gilbert,	Tift,
Grant,	Watts,
Gray,	Wofford,
Harris, of McIntosh,	

So the call for the previous question was seconded by the House.

The main question was then put, on receiving the amendment offered by Mr. Tift to the amendment of the Senate, and on the call of Mr. Anderson, of Franklin, and the second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 40, nays 59.

Those voting in the affirmative, are Messrs.

Aldred,	Loveless,
Anderson, of Franklin,	McComb,
Barr,	McLain,
Baugh,	Moon,
Blackwell,	Patterson,
Bulloch,	Phillips,
Byrd,	Pickett,
Cannon,	Pierce,
Chastain,	Powell,
Culler,	Raulerson,
Dawson, of Putnam,	Robinson, of Laurens,
Dorminy,	Russell,
Fowler,	Staten,
Gardner,	Sumner,
Gilbert,	Tift,
Grant,	Tillman, of Appling,
Henly,	Tillman, of Tattnall,
Janes,	Wall,
Knox,	Watts,
Lochlin,	Wofford,

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Latimer, of Cobb,
Atkinson,	Lowe,
Bartow,	McAfee,
Barnett, of Butts,	McFarland,
Barnett, of Henry,	Milledge,
Bivins,	Merrell,
Bloodworth,	Mobley,
Brinson,	Morehouse,
Cameron, of Telfair,	Morel,
Cameron, of Chattooga,	Morris,
Carr,	Nasworthy,
Castens,	Perkins,
Christie,	Price,
Clark, of Oglethorpe,	Ramsay,
Clark, of Stewart,	Richardson,
Daniel,	Roberts,
Dawson, of Greene,	Robinson, of Macon,
Dyer,	Scarlett,
Edwards,	Shewmake,
Erwin, of Forsyth,	Smith, of Coweta,
Floyd,	Smith, of Hancock,
Hackney,	Thornton,
Harris, of Clarke,	Thurmond,
Harris, of McIntosh,	Trippe,

Harper,	Waldhour,
Hendrick,	Wallace,
Henry,	Williford,
Hill,	Woodward,
Irvin, of Wilkes,	Winn, of Oglethorpe.
Langmade,	

So the amendment was lost.

The question then recurred on receiving the amendment of the Senate,

Whereupon, on the call of Mr. Pickett, and the second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 76, nays 23.

Those who voted in the affirmative, are Messrs.

Anderson, of Wilkes,	McAfee.
Atkinson,	McComb,
Bartow,	McFarland,
Barnett, of Butts,	McLain,
Bivens,	Milledge,
Blackwell,	Merrell
Bloodworth,	Moon,
Cameron of Chattooga,	Mobley,
Cameron, of Telfair,	Morehouse,
Carr,	Morel,
Castens,	Nasworthy,
Christie,	Patterson,
Clark, of Oglethorpe,	Perkins,
Clark, of Stewart,	Phillips,
Culler,	Price,
Daniel,	Ramsey,
Dawson, of Greene,	Richardson,
Dawson, of Putnam,	Roberts,
Dyer,	Robinson, of Laurens,
Edwards,	Robinson, of Macon,
Erwin, of Forsyth,	Russell,
Fannin,	Scarlett,
Floyd,	Shewmake,
Fuller,	Smith, of Coweta,
Gardner,	Smith, of Hancock,
Gilbert,	Stephens,
Hackney,	Thornton,
Harris, of Clarke,	Tift,
Harris, of McIntosh,	Tillman, of Appling,
Harper,	Tillman, of Tattnall,
Hendrick,	Trippe,
Henry,	Waldhour.

Hill,	Wall,
Irvin, of Wilkes,	Wallace,
Langmade.	Watts,
Latimer, of Cobb,	Williford,
Lochlin,	Woodward,
Loveless,	Wynn, of Oglethorpe.
Lowe,	

Those who voted in the negative, are Messrs.

Alfred,	Jackoway,
Anderson, of Franklin,	Janes,
Barr,	Knox,
Baugh,	Pickett,
Brinson,	Pierce,
Bulloch,	Powell,
Byrd,	Raulerson,
Cannon,	Staten,
Chastain,	Sumner,
Dorminy,	Thurmond,
Grant,	Wofford.
Henly,	

The House then adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment, and proceeded with the unfinished business of the afternoon, which was the message of the Senate in relation to the amendments to the Bill of the House to levy and collect a Tax for the political years 1852 and 1853.

The second amendment of the Senate having been read, which was to add at the end of the seventh section, the following words, to wit:

“Or Dentistry and Daguerrean Artists;”

The House concurred in the same.

The third amendment having been read, which is as follows, to wit: To strike out the following words in the 11th section—

“A description of each and every tract of land he, or she, may own and give in, specifying its location, quality and value, separately, the number of acres if known, and the value and character of the buildings, machinery, or toll bridges on the same; likewise a classification of the

personal estate, as defined in the second section of this act, specifying the number of negro slaves and their aggregate value; all other chattels, monies, debts due or to become due from solvent debtors, in whatever form, separately or in the aggregate ;”

And insert in lieu thereof, the following :

“In each and every tract or parcel of land he, or she, may own, specifying its location, quality, and the number of acres, if known, and the aggregate value, including the value of the buildings, machinery, toll bridges, or ferries on the same; a classification of the personal estate subject to taxation, as defined in the second section of this act, specifying the number of negro slaves and their aggregate value, and the aggregate of all other chattels, monies, debts due or to become due from solvent debtors, in whatever form ;

The House concurred therein.

The fourth amendment having been read, which is as follows, to-wit: To strike out in the 13th section of the Bill, the word “tenth,” and inserting in lieu thereof, the word “eleventh ;”

The House concurred therein.

The fifth amendment having been read, which is as follows: To strike out at the end of the 13th section the following—

“On or before the first day of July in each year ;”

And insert the following in lieu thereof :

One to the Clerk of the Inferior Court, and one to the Tax Collector, on or before the first day of July in each year, in which digest shall be carefully made out an abstract, stating each subject of taxation, the amount of aggregate value of each, the number of land, the number of slaves, poll, free persons of color, professions, Dentists, and Daguerrean artists ;”

The House concurred therein.

The sixth amendment of the Senate having been read, which is as follows, to wit: To insert after the words “rate per cent.” in the 14th section, the words “not exceeding one-twelfth of one per cent. ;”

The House concurred therein.

The seventh section having been read, which is as follows, to wit: To insert the word “annually” between the words “paid” and “to the State ;”

The House concurred therein.

The eighth section having been read, which is as follows, to wit: To strike out in the 16th section of the Bill the word “and” between the word “law” and the word “medicine,” and add at the close of the section the follow

ing words—"free negroes, dentists, and daguerrean artists ;"

The House concurred therein.

The ninth amendment having been read, which is as follows, to wit: To add at the close of the 19th section the following words, to wit:—"and that all taxes due and payable under any of the provisions of this act, shall be paid in gold or silver, or in the bills of specie paying Banks of this State ;"

The House concurred therein.

The tenth amendment having been read, which is as follows, to wit: To add the following additional section to the Bill, to wit :

*"Be it further enacted,* That nothing in this act shall be so construed as to relieve Banks, Railroads, or Agencies of foreign Banks, from any special tax heretofore assessed on them, or any of them ;"

The House concurred therein.

The House took up the message from the Senate in relation to the amendments of the Senate to the Bill of the House, for the relief of William G. Jacobs, of the county of Gwinnett, and for the relief of Adaline E. Walker, formerly Adaline E. Flowers, of Troup county.

The first amendment having been read, which is the addition of the following section, to wit :

*And be it further enacted,* That Lewis C. Pearson, of Richmond county, (whose wife, Mary S. Pearson, has been divorced from him,) be, and he is hereby, permitted to marry again, without incurring any legal penalty thereby.

The second amendment having been read, which is to add an additional section, as follows, to wit :

*"Be it further enacted,* That Susan Jackson, of the county of Randolph, formerly Susan Standly, be entitled to all the privileges and benefits of this act ;"

The House disagreed thereto.

The House took up the message of the Senate in relation to the amendment to the Bill of the House to amend the several acts in relation to issuing grants on head-rights in this State, so far as to extend the time for granting the same, &c., and refused to concur in the same.

The House took up the message of the Senate in relation to the amendment to the Bill of the House to amend an act entitled an act to authorize the Governor to appoint fit and proper persons to sell and dispose of the undrawn lots in the land lotteries heretofore had in this State, and to limit the time for fraction purchasers to pay for and take out their grants for fractions, assented to December the 30th, 1847, so far as to give further time to the pur-



chasers of said undrawn lots, to pay up and to take out their grants, and concurred therein.

The House took up the message of the Senate in relation to the amendment to the Bill of the House, to add an additional Section to the tenth division of the Penal Code of this State;

Mr. Russell moved to postpone the same until the first day of March next;

Which motion was lost.

The question then recurred on concurring in the amendment of the Senate.

Mr. Hill called for the "previous question." The call was seconded by the House.

The main question being then put which was on concurring in the amendment of the Senate—

On the call of Mr. Russell and the second of Mr. Trippe, the yeas and nays were required to be recorded and are—yeas 64, nays 25.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Lane.
Armstrong,	Langmade,
Atkinson,	Latimer, of Cobb,
Bartow,	Lochlin,
Barnett, of Butts,	Loveless,
Barnett, of Henry,	Lowe,
Bivins,	McAfee,
Blackwell,	Milledge,
Bloodworth,	Mobley,
Brinson,	Morehouse,
Bulloch,	Morel,
Castens,	Nasworthy,
Christie,	Perkins,
Clark of Oglethorpe,	Phillips,
Clark, of Stewart,	Raulerson,
Culler,	Robinson, of Laurens,
Daniel,	Robinson, of Macon,
Dawson, of Greene,	Russell,
Edwards,	Scarlett,
Erwin, of Forsyth,	Shewmake,
Floyd,	Smith, of Coweta,
Fowler,	Smith, of Hancock,
Gardner,	Stephens,
Grant,	Sumner,
Harris, of Clarke,	Thornton,
Harris, of McIntosh,	Tift,
Harper,	Tillman, of Appling,
Henly,	Tillman, of Tattnall

Hill,	Trippe,
Holland,	Wallace,
Irvin, of Wilkes,	Watts,
Jackoway,	Woodward.
Janes,	

Those voting in the negative are Messrs.

Allred,	Fuller,
Anderson, of Wilkes,	Gilbert,
Barr,	Hendrick,
Baugh,	Moon,
Bellinger,	Morris,
Byrd,	Pickett,
Cameron, of Chattooga,	Pierce,
Cannon,	Price,
Carr,	Richardson,
Chastain,	Staten,
Dawson, of Putnam,	Thurmond,
Dorminy,	Waldhour,
Dyer,	Wall.

The second amendment having been read, which is by adding the following additional section to the Bill, to wit:

*And be it further enacted,* That the same conduct between parties specified in the first section of this act, which would amount to adultery and fornication, or adultery or fornication, if committed by free white persons, shall be held and deemed the same offence when committed by such persons as are named in the first section of this act.

On the question, "Will the House concur in said amendment?" on the call of Mr. Trippe, and the second of Mr. Russell, the yeas and nays were required to be recorded, and are—yeas 52, nays 42.

Those voting in the affirmative, are Messrs.

Allred,	Hackney,
Anderson, of Franklin,	Harris, of Clarke,
Anderson, of Wilkes,	Hendrick,
Barr,	Hill,
Barnett, of Henry,	Irvin, of Wilkes,
Baugh,	Jackoway,
Bellinger,	Janes,
Bivins,	Lane,
Bloodworth,	Latimer, of Cobb,
Brinson,	McLain,
Byrd,	Moon,
Cameron, of Chattooga,	Mobley,

Cannon,	Morel,
Castens,	Morris,
Chastain,	Nasworthy,
Clark, of Oglethorpe,	Pickett,
Daniel,	Pierce,
Dawson, of Putnam,	Price,
Dorminy,	Robinson, of Macon,
Dyer,	Smith, of Hancock,
Edwards,	Sumner,
Erwin, of Forsyth,	Thornton,
Fannin,	Thurmond,
Gardner,	Tillman, of Tattnall,
Gilbert,	Wallace,
Grant,	Watts.

Those voting in the negative are Messrs.

Armstrong,	Lowe,
Atkinson,	McAfee,
Bartow,	McFarland,
Barnett, of Butts,	Milledge,
Blackwell,	Morehouse,
Bullock,	Perkins,
Carr,	Phillips,
Christie,	Ramsay,
Clark, of Stewart,	Richardson,
Culler,	Robinson, of Laurens,
Dawson, of Greene,	Russell,
Floyd,	Scarlett,
Fowler,	Shewmake,
Fuller,	Smith, of Coweta,
Harris, of McIntosh,	Staten,
Harper,	Stephens,
Henly,	Tift,
Henry,	Tillman, of Appling,
Holland,	Trippe,
Langmade,	Waldhour,
Lochlin,	Wall.

So the amendment was concurred in.

The House took up the message of the Senate in relation to the amendment to the Bill of the House, to incorporate the town of Jefferson, Jackson county, and to appoint Commissioners for the same, and refused to concur therein.

The House took up the message of the Senate in relation to the Bill of the House to amend an act entitled an act to authorize the guardian of minors to receive, recover, and remove from the State of Georgia, property belonging to

their wards, or which they may be entitled, in cases where such guardians and minors both reside without the State, and to prescribe the mode of doing the same, assented to December 25th, 1837, and concurred therein.

The House took up the message of the Senate in relation to the amendments to the Bill of the House, for the relief of Levi S. DeLyon and Asher Ayres, and to authorize the Governor to draw his warrant on the Treasury in his behalf, for the amount stated, and concurred therein.

The House took up the message of the Senate in relation to the amendments to the Bill of the House, to authorize a grant to issue to William P. Hightower, of Campbell county, for fraction number 151, in the 8th district of originally Coweta, now Campbell county.

The first having been read, the same was concurred in.

The second amendment having been read, the House refused to concur.

On motion of Mr. Hill, the Order was suspended, and the following Bill of the Senate was taken up and read the second time, and committed for a third reading, to-wit :

A Bill to appoint the time of holding the Superior Courts in the Blue Ridge Circuit of this State, and to legalize and make valid all writs, executions, and other processes, made returnable to the Superior Courts of the several counties in said Circuit, at the times which said Courts have heretofore been held, and for other purposes.

Also, the following Bill of the Senate was taken up and read the first time, to wit :

A Bill to repeal the first section of an act, approved December 19th, 1849, entitled "an act to repeal all laws respecting the importation of slaves into this State, and to give certain powers to municipal corporations in relation to slaves.

On motion of Mr. Clark, of Stewart, the order was suspended, and he laid on the table preamble and resolutions setting forth the doctrine of neutrality, as the doctrine of the Government, in relation to foreign Governments.

On motion of Mr. Clark, the same was made the special order for Friday next.

On motion of Mr. Smith, of Hancock, the Order was suspended, and he laid on the table preamble and resolutions of similar character.

On motion of Mr. Harris, of Clark, the Order was further suspended, and the following Bill of the House was taken up and read the second time, and committed for a third reading, to wit :

A Bill to appropriate money for the purposes therein designated.

The House then adjourned until to-morrow morning half past 9 o'clock.

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THURSDAY, JAN. 8, 1852.

The House met pursuant to adjournment.

Mr. Trippe moved to reconsider so much of the journal of yesterday as relates to the concurrence by the House in the following additional section, moved by the Senate as an amendment to the Bill of the House to add an additional section to the tenth division of the Penal Code of this State.

Mr. Hill called for the previous question and was seconded by the House.

The main question being then put, which was, "Will the House reconsider?" on the call of Mr. Price, and the second of Mr. Trippe, the yeas and nays were required to be recorded, and are—yeas 52, nays 55.

Those voting in the affirmative, are Messrs.

Armstrong,  
Atkinson,  
Bailey,  
Barnett, of Butts,  
Bulloch,  
Cameron, of Telfair,  
Carr,  
Castens,  
Christie,  
Clark, of Oglethorpe,  
Clark, of Stewart,  
Culler,  
Dawson, of Greene,  
Edwards,  
Floyd,  
Fowler,  
Fuller,  
Harris, of Clarke,  
Harris, of McIntosh,  
Harper,  
Henly,  
Henry,  
Holland,  
Langmade,  
Latimer, of Cobb,

McAfee,  
McComb,  
Milledge,  
Morehouse,  
Nasworthy,  
Perkins,  
Phillips,  
Ramsay,  
Raulerson,  
Robinson, of Laurens,  
Russell,  
Scarlett,  
Seward,  
Smith, of Coweta,  
Staten,  
Stephens,  
Tift,  
Tillman, of Appling,  
Trippe,  
Wall,  
Wallace,  
Watts,  
Williford,  
Woodward,  
Wooldridge,

Lochlin,  
Lowe,

Winn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Aldred,	Irvin, of Wilkes,
Anderson, of Franklin,	Jackoway,
Anderson, of Wilkes,	Janes,
Barr,	Knox,
Barnett, of Henry,	Lane,
Baugh,	Loveless,
Bellinger,	McLain,
Bivins,	Merrell,
Blackwell,	Moon,
Bloodworth,	Mobley,
Brinson,	Morel,
Byrd,	Morris,
Cameron, of Chattooga,	Patterson,
Cannon,	Pickett,
Chastain,	Pierce,
Dawson, of Putnam,	Price,
Dorminy,	Reeves,
Dyer,	Richardson,
Erwin, of Forsyth,	Roberts,
Fannin,	Robinson, of Macon,
Felton,	Shewmake,
Gardner,	Sumner,
Gilbert,	Thornton,
Grant,	Thurmond,
Gray,	Tillman, of Tattnall,
Hackney,	Waldhour,
Hendrick,	Wofford.
Hill,	

So the House refused to reconsider.

Mr. Thurmond moved to reconsider so much of the journal of yesterday as relates to the refusal by the House to concur in the amendments of the Senate to the Bill of the House to incorporate the town of Jefferson, in Jackson county ;

The House agreed to reconsider.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER: The Senate has passed the following Bill :

A Bill to authorize Robert C. McCulloch, of the city of Griffin, and county of Spalding, to practice medicine on the Dutch and Indian system of practice, and to charge

therefor; and to authorize Bailey Curby, of the county of Rabun, to practice medicine and charge for the same.

The Senate has also passed the following Bills of the House of Representatives:

A Bill to change the line between the counties of Baker and Randolph, so as to include lot of land number ten, in third of Baker, in Randolph county.

Also, a Bill for the relief of the Receiver of Tax Returns for the county of Washington.

Also, a Bill to refund to Ira Sanburn, of Decatur county, a certain sum of money therein named.

Also, a Bill to alter and amend an Act to incorporate the city of Rome, passed 9th December, 1847

Also, a Bill to incorporate the Clarksville and Tugaloo Rail or Plank Road Company.

Also, a Bill to appoint certain persons hereinafter named Commissioners, and to authorize said persons to obstruct a portion of the channel of the Canoochee river, in Bryan county, at their own expense, for the protection and safe keeping of the timber, or such rafts of timber, that may be carried down said river for market, by any persons who may hereafter be engaged in the timber business upon the waters of the said Canoochee river.

Also, a Bill to incorporate the town of Calhoun, in the county of Gordon.

Also, a Bill to incorporate Euharleyville, in the county of Cass.

Also, a Bill for the relief of William C. Dunn, Tax Collector of Jasper county.

Also, a Bill to allow Nathaniel Smith, of Hall county, to ask and receive tolls for the use of his bridge across the Chattahoochee river, and to authorize Cornelius D. Terhune and George W. Tumlin to construct a bridge across the Etowah river, on their own lands, in Cass county, and to charge and collect tolls from persons crossing the same.

Also, a Bill to prevent the driving of any horned cattle or cattle of the cow kind, from Pickens and Anderson districts, in South Carolina, or any other places that may be infected with distemper, into the county of Rabun, and to prohibit the driving such cattle and oxen from said county to distempered places, and then driving the same back to said county, between the 15th day of May and the 15th day of October, in each year, and for other purposes.

The Senate has also passed the following Bills of the House with amendments, to which they ask the concurrence of the House of Representatives:

A Bill to change the line between the counties of Cass and Floyd, and to define and change the lines of other counties therein named.

Also, a Bill to permit all the specie paying solvent Banks of this State, to issue Bills of a denomination less than five dollars, assented to December 27. 1842.

Also, a Bill to provide means for the equipment, construction and repair of the Western and Atlantic Railroad and to pay off the existing liabilities of the same.

Also, a Bill to incorporate the Baptist Church, at Lexington, Oglethorpe county, and other churches and camp grounds therein named ; also, to incorporate certain Academies therein named, certain Lodges of Free and Accepted Masons, certain Lodges of Odd Fellows, Divisions of Sons of Temperance, and to establish a Ferry on Flint river, &c.

The Senate has also passed the following Bill of the House :

To alter and fix the time of holding the Superior Courts in the South-Western Circuit, and for other purposes therein named ;

And I am directed to bring the same forthwith to the House.

Mr. Bartow moved to transpose the regular Order of the Day in taking up messages of the Senate, and take up the last one first ;

Which motion prevailed.

Mr. Henry, from the Committee on the Judiciary, to whom was referred the petition of John Usry and the report of the Select Committee thereon, reported the same back to the House, adverse to the prayer of the said petitioner.

Mr. Henry, from the same Committee, to whom was referred a Bill to regulate elections for members of the General Assembly, to point out the mode of taking testimony in contested elections, and to punish certain officers, reported the same back to the House without amendment.

The House then, pursuant to motion, took up the message of the Senate in relation to amendments to the Bill of the House to provide means for the equipment, construction and repair of the Western and Atlantic Railroad, and to pay off the existing liabilities of the same, and agreed thereto.

The House then proceeded again in regular order and took up the message of the Senate in relation to the Bill of the House to incorporate Brownwood University, located in Troup county, and to confer powers on the same, and agreed thereto.

The House took up the message of the Senate in relation to amendments to the Bill of the House to amend an Act entitled an Act to amend an Act incorporating the



South-Western Railroad Company with power to extend branches, &c.

On motion of Mr. Trippe, the same was postponed until this evening.

The House took up the message of the Senate in relation to the amendments to the Bill of the House to prescribe the mode of compensating the jurors of the Superior and Inferior Courts of the counties of Lumpkin, Habersham and Murray.

On motion of Mr. Milledge, the same was postponed until this evening.

The House took up the message of the Senate in relation to the amendments to the Bill of the House to incorporate the Mechanical and Manufactural Institute in the city of Macon, and to confer certain privileges upon the same, and agreed thereto.

The House took up the message of the Senate in relation to the amendments to the Bill of the House to provide for the election of all the Judges of the Superior Courts by the free white people of State of Georgia, and for other purposes therein named, and agreed thereto.

The House took up the message of the Senate in relation to the amendments to the Bill of the House for the relief of the estate of James Mapp, deceased, of Green county, and concurred therein.

The House again took up the message of the Senate in relation to the amendments to the Bill of the House to relieve and indemnify Seaborn Jones, &c., and concurred therein.

The House took up the message of the Senate in relation to the amendments to the Bill of the House to change the boundary line of the county of Thomas, &c., and refused to concur therein.

The House took up the message of the Senate in relation to the amendments to the Bill of the House to change the lines between the counties of Cass and Floyd, and to define and change the lines of other counties therein named, and concurred therein.

The House took up the message of the Senate in relation to the amendments to the Bill of the House to amend an Act to permit all the specie paying solvent Banks of this State to issue Bills of a denomination less than five dollars, assented to December 27, 1842, and concurred therein.

The House took up the message of the Senate in relation to the amendments to the Bill of the House to incorporate certain divisions, churches, &c., therein named, and on motion of Mr. Milledge, the same was postponed until this evening.

On motion of Mr. Atkinson, the House took up the Report on the Bill of the Senate, to fix the times of holding the Superior Courts in the Macon Circuit.

Mr. Atkinson moved to amend the same by striking out in the first section all after the words "in the county of," in the seventh line, and insert in lieu thereof, the following, to wit: "Crawford, 4th Monday in February and August; Twiggs, 1st Monday in March and September; Macon, 2d Monday in March and September, Bibb, 4th Monday in March and September; Houston, 4th Monday in April and October; Dooly, 2d Monday in May and November; Laurens, 4th Monday in February and August; Which motion prevailed.

Mr. Atkinson moved further to amend by inserting after the words "Grand Jurors," in the second section, the words "and Petit Jurors;"

Which motion prevailed.

Mr. Atkinson moved further to amend, by the following additional section, to wit:

*And be it further enacted*, That the Inferior Court of the county of Bibb shall be held on the second Monday in January and July;

Which motion prevailed.

The Report as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

Also, the House took up the Report on the Bill of the Senate, to appoint the time of holding the Superior Courts in the Blue Ridge Circuit, &c.

Mr. Latimer, of Cobb, moved to amend, by the following additional section, to wit:

*And be it further enacted*, That Monday, of the second week of each session of the Superior Court of Cobb county, shall be the day for the trial of criminal causes in said county; and it shall be the duty of the Judge of said Court to take up the criminal docket on said day, and continue the trial of said criminal causes from day to day, until said criminal docket is gone through with;

Which was received.

Mr. Wofford moved the following as an additional section to the Bill, to wit:

*And be it further enacted*, That the time for holding the Superior Courts in the Cherokee Circuit, of this State, shall be as follows: In the county of Chattooga, 2d Monday of February and August; Floyd, 3d Monday in February and August, and the 1st Monday in March and September, in each and every year, and hold for three weeks in the manner, and under the rules and regulations now prescribed by law; Cass, 2d Monday in March and Sep-

tember, in each and every year, and to hold for two weeks, in the manner and under the rules and regulations now prescribed by law; Gordon, 4th Monday in March and September, in each and every year; Murray, 1st Monday in April and October, in each and every year; Whitfield, 2d Monday in April and October, in each and every year; Walker, 3d Monday in April and October, in each and every year; Dade, 4th Monday in April and October, in each and every year;

Which was received.

The Report as amended was then agreed to.

The Bill was read the third time and passed under the title thereof, as amended.

The House took up the Report of the Committee, on the Bill to amend the several acts of force in this State, authorizing the Courts of Ordinary to appoint their Clerks Administrators, in certain cases therein specified; and, on motion of Mr. Seward, the same was postponed indefinitely.

The House took up the report of the Committee on the Bill to amend an Act entitled an Act to authorize parties to compel discoveries at Common Law, and to prevent the abuse of the same, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to keep open, and remove and prevent obstruction to the free passage of fish, &c., in the Hiwassee river, &c., and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the report on the Bill to authorize the Governor to issue a grant for a certain lot of land therein named, to Z. Bonner, upon conditions, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to amend an Act entitled an Act to amend the several Acts now in force regulating the fees of Magistrates and Constables of this State, so far as relates to the county of Baldwin, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill for the relief of Moses Shettall, Rebecca C. Cohen and Perla S. Solomons, heirs of Dr. Moses Shettall, deceased.

On motion of Mr. Henry, the same was postponed for the present.

The House took up the Report on the Bill to repeal the

first and second sections of an act approved 23d February, 1850, entitled an act to curtail the labors of the Clerk of Supreme Court, and to reduce the cost in said Court, and to authorize amendments in said Court.

Mr. Seward moved to strike out that part of the Bill repealing the second section of the act mentioned ;

Which motion was lost.

The Report was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House went into Committee of the Whole, Mr. Henry in the Chair, on the Bill to appropriate a sum of money to pay Jesse C. Monroe for a lot of land, and having spent some time therein, the Committee rose and reported the ssme back to the House without amendment.

The Report of the Committee was taken up and agreed to.

The Bill was read the third time and lost.

Mr. Bartow moved to fill the vacancy in the Committee on Internal Improvements, with the name of the Speaker ;  
Which motion prevailed.

The Chair appointed to fill the vacancy, Mr. Milledge.

On motion of Mr. Harris, of Clarke, Messrs. Felton and Stephens were added to the Committee on Banks.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment.

The House took up the Report on the Bill consolidating the offices of Tax Collector and Receiver, in the county of Cherokee, and to better provide for paying Jurors in said county.

Mr. Dyer moved to amend the same by inserting after words "tax," in the second section, the words, "not more than 25 per cent. on the State Tax ;

Which motion prevailed.

Mr. Dyer also moved to amend by adding the following section, to come in as the fourth section, to wit :

*And be it further enacted*, That the act repealed by the said act of the 19th day of December, 1849, be, and the same are hereby revived so far as relates to Cherokee county.

The Report as amended, was then agreed to ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to appoint the time of holding the Superior Courts in the Blue Ridge Circuit, &c.

On motion of Mr. Janes, the same was postponed for the present.

The House took up the Report on the Bill to alter and amend the fourth section of the Judiciary act, passed Dec. 16th, 1799, also to prevent a fraudulent enforcement of dormant judgments.

On motion of Mr. Floyd, the same was referred to the Committee on the Judiciary.

The House took up the Report on the Bill to amend the road laws of this State, so far as respects the county of Columbia, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to prescribe and point out the mode of proof in cases of forcible entry.

On motion of Mr. Janes, the same was referred to the Committee on the Judiciary.

On motion of Mr. Castens, the Order was suspended, and the House took up the Report on the Bill to lay out and form a new county out of the counties of Talbot, Macon and Marion, and attach the same to a Senatorial District.

Mr. Castens moved to amend the same by inserting in the first blank in the second section, the word "Taylor;"

Whereupon on the call of Mr. Morel, and the second of Mr. Cannon, the yeas and nays were required to be recorded, and are—yeas 60, nays 39.

Those who voted in the affirmative, are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Lane,
Anderson, of Wilkes,	Langmade,
Armstrong,	Latimer, of Cobb,
Bailey,	Lochlin,
Bartow,	Lowe,
Barnett, of Butts,	McAfee,
Barnett, of Henry,	McFarland,
Bellinger,	Morel,
Bivins,	Perkins,
Blackwell,	Pierce,
Brinson,	Price,
Bulloch,	Ramsey,
Cameron, of Chattooga,	Reeves,
Cameron, of Telfair,	Robinson, of Macon,
Castens,	Russell,
Chastain,	Scarlett,

Clark, of Oglethorpe,	Smith, of Hancock,
Daniel,	Staten,
Dorminy,	Thornton,
Dyer,	Tillman, of Tattnall,
Edwards,	Trippe,
Erwin, of Forsyth,	Waldhour,
Fannin.	Wallace,
Felton,	Watts,
Floyd,	Williford.
Gardner,	Wofford,
Hackney,	Woodward,
Harper,	Wooldridge,
Holland,	Wynn, of Oglethorpe.
Janes,	

Those who voted in the negative, are Messrs.

Atkinson,	Loveless,
Baugh,	McLain,
Bloodworth,	Merrell,
Byrd,	Moon,
Cannon,	Mobley,
Carr,	Morehouse,
Christie,	Morris,
Clark, of Stewart,	Nasworthy,
Dawson, of Greene,	Patterson,
Dawson, of Putnam,	Phillips,
Fowler,	Pickett,
Fuller,	Raulerson,
Gilbert,	Richardson,
Grant,	Roberts,
Harris, of Clarke,	Smith, of Coweta,
Harris, of McIntosh,	Stephens,
Hendrick,	Sumner,
Henly,	Thurmond,
Irvin, of Wilkes,	Tift.
Jackoway,	

So the motion to fill the blank with the word "Taylor" prevailed.

Mr. Baugh moved to postpone the Bill indefinitely.

Pending the discussion thereon, the following message was received from the Governor, by Mr. Paine, his Secretary.

MR. SPEAKER: The Governor has approved and signed the following Acts:

An Act to allow Margaret Young, late Margaret Oliver, to marry again, and for her relief.

An Act for the relief and benefit of Jemima Green, of the county of Irwin.

An Act to authorize and require the Justices of the Inferior Courts of Walton and Henry counties to pay to Thomas G. Wood, of Walton county, and William Hadden, of Henry county, certain sums of money for teaching the poor children of said counties in the years of 1848 and 1849.

An Act to provide for the taking of the census of the State of Georgia, in pursuance of the requirements of the 25th section of the first article of the Constitution of the State of Georgia, and which have been deposited in the office of the Secretary of State.

The question then recurred, on the motion to postpone the bill indefinitely; which motion was lost.

Mr. Castens then moved to amend, by filling the second blank, in the second section, with the word "twenty-eight;" which motion prevailed.

Mr. Castens moved to amend by filling the 3rd blank in the 3d section, with the word "first;" which motion prevailed.

Mr. Castens moved further to amend, by filling the 4th blank in the 2d section, with the word "second;" which motion prevailed.

Mr. Castens moved further to amend, by filling the 1st blank in the 8th section, with the words "on the 3d Monday in May and November;" which motion prevailed.

Mr. Castens moved further to amend by filling the 2d blank, in the 8th section, with the words "2nd Monday in February and August;" which motion prevailed.

The Report, as amended, was then agreed to.

The Bill was read the third time, and, on the question, "Shall this Bill now pass?" on the call of Mr. Morel, and the second of Mr. Harper, the yeas and nays were required to be recorded, and are—yeas 55, nays 45.

Those who voted in the affirmative, are Messrs.

Atkinson,  
Bailey,  
Bartow,  
Barnett, of Henry,  
Bellinger,  
Bivens,  
Bloodworth,  
Byrd,  
Carr,  
Castens,  
Chastain,

Langmade,  
Latimer, of Cobb,  
Milledge,  
Moon,  
Morehouse,  
Morel,  
Pickett,  
Pierce,  
Reeves,  
Roberts,  
Robinson, of Macon,

Clark, of Oglethorpe,	Russell,
Clark, of Stewart,	Scarlett,
Daniel,	Smith, of Hancock,
Dawson, of Greene,	Staten,
Dawson, of Putnam,	Stephens,
Dorminy,	Thornton,
Edwards,	Thurmond,
Felton,	Tift,
Gray,	Trippe,
Harris, of Clarke,	Wall,
Harris, of McIntosh,	Wallace,
Henry,	Williford.
Hill,	Wofford,
Holland,	Woodward,
Jackoway,	Wooldridge,
Janes,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Lane,
Anderson, of Wilkes,	Lochlin,
Armstrong,	Loveless,
Barr,	Lowe,
Barnett, of Butts,	McAfee.
Baugh,	McFarland,
Blackwell,	McLain,
Brinson,	Merrell
Bulloch,	Nasworthy,
Cannon,	Patterson,
Christie,	Perkins,
Dyer,	Phillips,
Fannin,	Ramsey,
Floyd,	Raulerson,
Fuller,	Richardson,
Gardner,	Smith, of Coweta,
Gilbert,	Sumner,
Grant,	Tillman, of Appling,
Harper,	Tillman, of Tattnall,
Hendrick,	Waldhour,
Henly,	Watts.
Irwin, of Wilkes,	

So the Bill was passed under the title thereof.

The House took up the Report on the Bill to prevent the fraudulent taking and carrying away any estray animal, and to provide the punishment therefor, and agreed thereto.



The Bill was read the third time and lost.

The House took up the Report on the Bill to allow certain persons therein named, to plead and practice law in the several courts of law and equity in this State, on certain conditions.

Mr. Trippe moved to insert, after the names in the Bill, the name of Nathaniel J. Hammond, of the county of Monroe;

Which motion prevailed.

Mr. Clarke, of Stewart, moved to strike out every name except that of John W. Duncan;

Which motion prevailed.

The Report as amended was then agreed to.

The Bill was read the third time and passed under the title thereof, as amended.

The House took up the Report on the Bill to compensate certain Grand and Petit Jurors, in the certain counties therein named.

Mr. Lowe moved to amend by the following proviso, as far as relates to the county of Warren, to wit:

“*Provided*, The same shall not go into effect until the same is recommended by the Grand Jury of said county;”

Which motion prevailed.

The Report as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House went into Committee of the Whole, Mr. McFarland in the Chair, on the Bill to appropriate a sum of money, for the payment of a debt due by the Commissioners of the Deaf and Dumb Asylum, to the Hearn Manual Labor School, and having spent some time therein, the Committee rose, and reported the same back to the House without amendments.

The Report was taken up, and agreed thereto.

The Bill was read the third time and lost.

The House took up the Report on the Bill to lay out a new county, out of the counties of Gilmer and Union, and agreed thereto.

The Bill was read the third time.

Mr. Allred moved to postpone the same indefinitely;

Whereupon, on the call of Mr. Pickett, and the second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 54, nays 37

Those voting in the affirmative are Messrs.

Allred,  
Anderson, of Wilkes,  
Armstrong,

Irwin, of Wilkes,  
Lane,  
Langmade,

Barr,	Loveless,
Barnett, of Butts,	Lowe,
Baugh,	McAfee,
Brinson,	McFarland,
Bulloch,	McLain,
Carr,	Moon,
Castens,	Mobley,
Christie,	Morel,
Culler,	Nasworthy,
Daniel,	Phillips,
Dawson, of Greene,	Ramsay,
Dawson, of Putnam,	Richardson,
Dorminy,	Reeves,
Dyer,	Smith, of Coweta,
Floyd,	Smith, of Hancock,
Fowler,	Staten,
Gardner,	Sumner,
Gilbert,	Thornton,
Grant,	Tillman, of Tattnall,
Harris, of Clarke,	Waldhour,
Harper,	Watts,
Hendrick,	Williford,
Henry,	Wynn, of Oglethorpe.
Holland,	

Those voting in the negative are Messrs.

Atkinson,	Hill,
Bailey,	Latimer, of Cobb,
Bartow,	Lochlin,
Barnett, of Henry,	Milledge,
Bellinger,	Patterson,
Bivins,	Perkins,
Bloodworth,	Pickett,
Byrd,	Pierce,
Cameron, of Chattooga,	Price,
Cannon,	Roberts,
Chastain,	Robinson, of Macon,
Clark, of Oglethorpe,	Scarlett,
Clark, of Stewart,	Thurmond,
Edwards,	Tift,
Erwin, of Forsyth,	Trippe,
Felton,	Wallace,
Hackney,	Wofford,
Harris, of McIntosh,	Wooldridge,
Henly,	

So the motion to postpone prevailed.

The House took up the Report on the Bill to authorize certain persons therein named, to peddle and vend goods, &c., without license.

On motion, the following names were added to the Bill : Christopher Cochran and Sinclair Streetman, of the county of Crawford ; Joseph Sims, of Bulloch county ; Silas W Holmes, of the county of Jones ; Jehoidah Honneent, of Union county ; William Crocker, of Stewart county ; Abraham D. Roger, of the county of Tattnall.

The House then adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER:—The Senate has passed the following Bills :

A Bill to alter and amend an Act approved December 22d, 1847, to compensate the Grand and Petit Jurors of Campbell county, and to authorize the Justices of the Inferior Court to levy an extra tax for that purpose.

Also, a Bill to open and construct a Railroad from the terminus of the North Carolina Railroad, at or near the Locust Stake, on the State line, and thence by the most practicable route, by way of Clayton, in Rabun county, to intersect the South Carolina Railroad at Anderson Courthouse.

Also, a Bill to incorporate the Culloden Railroad, from the town of Culloden, in Monroe county, to the town of Barnesville, in Pike county, and there to connect with the Macon and Western Railroad, and to confer all powers necessary to effect said object.

The Senate insists upon its amendments to the following Bills of the House of Representatives :

A Bill for the relief of William G. Jacobs, of the county of Gwinnett, and for the relief of Adaline E. Walker, formerly Adaline E. Flowers, of Troup county.

Also, a Bill to appropriate money to improve the navigation of the Altamaha, Ocmulgee and Oconee rivers, and to appoint Commissioners for the same.

Also, a Bill to authorize a grant to issue to William P Hightower, of Campbell county, for fraction number one

hundred and fifty-one, (151,) in the eighth district of originally Coweta now Campbell county.

Also, a Bill to amend the several acts in relation to issuing grants on head-rights in this State.

To all of which amendments the House had disagreed.

The Senate still insists upon its amendments to the Bill of the House for the relief of Executors, Administrators and Guardians, &c., and have appointed as a Committee of conference on their part, Messrs. Foster, Harman and Moore.

The Senate has receded from its amendment to the Bill of the House, to change the line between the counties of Telfair and Appling, to which the House had disagreed.

The Senate has also passed the Bill of the House for the government and management of the Western and Atlantic Railroad, with a substitute by way of amendment, to which they ask the concurrence of the House.

On motion of Mr. \_\_\_\_\_, House Bills of a local nature were taken up for a third reading, as follows, to wit:

The House took up the Report on the Bill to change the name of the Lagrange Female Collegiate Seminary, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to allow Augustus H. Anderson and Moses P Green, to erect a bridge across the Ogechee river, in Burke and Emanuel counties, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to change the line between the counties of Hall and Gwinnett, so as to include Sherwood's Mills in the county of Gwinnett, and agreed thereto.

On motion of Mr. Baugh, the House took up the Report on the Bill to repeal an Act to authorize the citizens of McIntosh county to elect Commissioners of Pilotage for the port of Darien, and to regulate the fees of the same, approved January 18, 1850, and for the purpose of altering the time, mode, and manner of electing said Commissioners, and for other purposes.

On motion of Mr. Harris, of McIntosh, the same was amended by striking out the word January, wherever it occurred in the Bill, inserting February.

Mr. Harris, of McIntosh, moved further to amend by the following additional section, to-wit:

*And be it further enacted by the authority aforesaid,*  
That no owner or part owner of any Steam Saw Mill in the county of McIntosh, or any owner or part owner of any

ship or vessel coming to or sailing from the port of Darien, and residing in the said county of McIntosh, shall be eligible to the to the office of Commissioners of Pilotage for the said port of Darien, and river of Altamaha;

Which was received.

The Report as amended was then agreed to ;

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to separate and divorce Joseph M. Huff and his wife, Catharine Ann, formerly Catharine Ann Williams, of the county of Carroll.

Mr. Floyd moved to postpone the same indefinitely ;

Which motion prevailed.

Mr. Gardner, from the Committee on Enrolment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Act, to-wit :

An Act to levy and collect a tax for each of the political years 1852 and 1853, and thereafter until repealed.

The House took up the Report on the Bill authorizing the Treasurer of Pike county, or the Treasurer of the Poor School Fund of said county, to pay over to L. E. Stubbs, or his legal representative, the sum of money therein named.

Mr. Dyer moved to amend the same by the following additional section, to-wit :

*And be it further enacted,* That it shall be the duty of the Treasurer, or person having charge of the Poor School Fund of Cherokee county, to pay the amount due Archelius Foster, James McDaniel, William Knox, John Holcomb, for teaching Poor Children in the years 1850 and '51, provided their accounts are made out and allowed them, according to the law regulating such accounts in said years ;

Which was received.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to change the line between the counties of Campbell and Fayette, &c., and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to regulate the mode of elections of Constables, in the city of Savannah, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to regulate the retailing of spirituous liquors in the county of Burke; and on motion of Mr. Nasworthy, the same was indefinitely postponed.

The House took up the Report on the Bill to incorporate the Sparta Hotel Company, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to extend and define the corporate limits of the town of Greenville, in Meriwether county, &c., and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to change the name of the public site in the county of Clinch, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to relieve Thomas B. Andrews and Thomas M. Murray.

On motion of Mr. Tift, the same was passed over for the present.

The House took up the Report on the Bill to amend the laws regulating the village of Sparta, in Hancock county.

On motion of Mr. Smith, of Hancock, the same was passed over for the present.

The House took up the Report on the Bill to alter and amend an Act entitled an Act to alter and amend an Act for the better regulation of the town of Monticello, in the county of Jasper.

Mr. Blackwell moved to amend the same by striking out all that part of the first section, between the words "so as to include," and the words "the late residence of Thomas Rivers;"

Which motion prevailed.

Mr. Trippe moved to amend by adding the following as an additional section, to wit:

SEC. —. *And be it further enacted*, That the corporate limits of the town of Forsyth, in the county of Monroe, be and is hereby extended 400 yards in every direction, from the present corporate boundaries, and that the Commissioners of said town shall have power to pay the Marshal of said town whatever in their discretion may be necessary to procure the services of proper officers;

Which was received.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to incorporate the Georgia Female College, under the care of the Methodist Protestant Church, Georgia District, located in Culloden.

Mr. Woodward moved to change the name from the

"Georgia Female College" to the "Central Female College;"

Which motion prevailed.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to exempt the Military Corps of Scriven county, known as the Scriven Troop, from all jury duty.

Mr. Morel moved to amend by inserting the "Effingham Troop;"

Which motion prevailed.

Mr. Scarlett moved to insert the "Glynn Hussars;"

Which motion prevailed.

Mr. Harris, of McIntosh, moved to amend by inserting the "Houston Independent Troop;"

Which motion prevailed.

The Report as amended, was then agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Morel, and the second of Mr. Carr, the yeas and nays were required to be recorded, and are—yeas 53, nays 65.

Those voting in the affirmative, are Messrs.

Aldred,	Latimer, of Warren,
Atkinson,	Milledge,
Barnett, of Henry,	Merrell,
Bivins,	Morehouse,
Byrd,	Morel,
Cannon,	Roberts,
Carr,	Robinson, of Laurens,
Chastain,	Scarlett,
Dorminy,	Smith, of Hancock,
Dyer,	Staten,
Fuller,	Woodward.
Harris, of McIntosh,	

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Henry,
Armstrong,	Holland,
Bailey,	Irvin, of Wilkes,
Bartow,	Jackoway,
Barr,	Lane,
Barnett, of Butts,	Lochlin,
Baugh,	Loveless,
Bellinger,	Lowe,
Blackwell,	McAfee,

Bloodworth,	McFarland,
Brinson,	McLain,
Bulloch,	Moon,
Cameron, of Chattooga,	Mobley,
Castens,	Morris,
Christie,	Nasworthy,
Clark, of Oglethorpe,	Perkins,
Clark, of Stewart,	Pickett,
Daniel,	Price,
Dawson, of Putnam,	Raulerson,
Edwards,	Reeves,
Erwin, of Forsyth,	Stephens,
Felton,	Sumner,
Floyd,	Thornton,
Fowler,	Tillman, of Appling,
Gardner,	Tillman, of Tattnall,
Gilbert,	Trippe,
Grant,	Waldhour,
Gray,	Wall,
Hackney,	Wallace,
Harris, of Clarke,	Watts,
Harper,	Wooldridge,
Hendrick,	Winn, of Oglethorpe.
Henly	

So the Bill was lost.

The House again took up the Report on the Bill for the relief of Thomas B. Andrews and Thomas M. Murray, &c., and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Bills of the Senate for the first reading, to wit :

A Bill to authorize and require the Justices of the Inferior Court in the several courts in this State, to hire out free persons of color, &c.

A Bill to alter and amend an Act entitled an Act to protect the estates of orphans, &c.

A Bill to require persons applying for a writ of Habeas Corpus *ad subjiciendum*, in any State case, to give to the prosecutor notice of the time and place when said application will be heard.

A Bill to change the penalty for the offence of larceny, from the House, in certain cases.

A Bill to incorporate the Lanier House Company.

A Bill to amend the several Acts heretofore passed, incorporating the Brunswick and Florida Railroad Company, &c.



A Bill to exempt certain citizens of Pike county, from militia duty, in certain cases, &c.

A Bill to amend and add an additional clause to the seventh section of the 2d article of the Constitution of this State.

A Bill to incorporate an Institution for the purpose of Moral and Theological information, &c.

A Bill to alter and fix the times for holding the Superior Courts of the Flint and Coweta Districts, and to allow a longer time for holding some of said Courts, and authorize the drawing other juries for a part of them, and to fix the times of holding the Inferior Courts in Upson, Pike and Spalding.

A Bill to incorporate the Cherokee Railroad Company, and for other purposes therein mentioned.

A Bill to incorporate Fraternal Lodge, No. 37, of Free and Accepted Masons, of McDonough, and others therein named, &c.

A Bill to authorize his Excellency, the Governor, to cause to be corrected errors in the transcription of grants in the office of Secretary of State, &c.

A Bill to alter and amend the 7th section of the 1st article of the Constitution of this State.

A Bill to alter and amend the road laws, so far as respects McIntosh county.

A Bill to incorporate the Attapulugus Female Academy, and others therein named.

A Bill to revive and continue in force an Act to make permanent the public buildings in the county of Walker, at the town of Chattooga, &c.

A Bill to prevent the evading the payment of tolls on Plank Roads, in the State of Georgia.

A Bill amendatory of the Statute of Limitation;

Which was referred to the Committee on the Judiciary.

A Bill to prescribe conditions for issuing marriage licenses, in certain cases, &c.;

Which was referred to the Committee on the Judiciary.

A Bill for the preservation and protection of the rights of married women, and the distribution of their estates;

Mr. Mobley moved to pass this Bill to its second reading, on the 10th day of February next.

Whereupon, on the motion of Mr. Clark, of Oglethorpe, the House adjourned until to-morrow morning, half-past 9 o'clock.

FRIDAY, JAN. 9, 1852.

The House met pursuant to adjournment.

Mr. Scarlett moved to reconsider so much of the journal of yesterday as relates to the rejection by the House of the Bill to exempt the Scriven Troop from jury duty.

The House refused to reconsider.

The following message was received from his Excellency, the Governor, by Mr. Hood, his Secretary :

MR. SPEAKER: The Governor has approved and signed an Act to levy and collect a tax for each of the political years 1852 and 1853, and thereafter until repealed;

Which has been deposited in the office of the Secretary of State.

Mr. Chastain moved to reconsider so much of the journal of yesterday as relates to the passage by the House of the Bill to create a new county from the counties of Talbot, Marion and Macon, &c. ;

The House refused to reconsider.

Mr. Henry, from the Committee on the Judiciary, to whom was referred the Bill to alter and amend the fourth section of an Act entitled an Act to amend the twenty-sixth section of the Judiciary Act, passed December 16th, 1799 ; also, to prevent a fraudulent enforcement of dormant judgments—reported the same back to the House, and recommended its passage.

Mr. Henry, also from the same Committee, to whom was referred the Bill to prescribe and point out the mode of proof in cases of forcible detainer, reported the same favorably to the House.

Mr. Henry, also from the same Committee, to whom was referred the Bill to prescribe conditions to the issuing of marriage license, and for other purposes, reported the same favorably to the House.

Mr. Henry, from the same Committee, to whom was referred the Bill to authorize parties litigant in interest, or plaintiffs or defendants, to testify in civil causes in any of the Courts in this State, on certain conditions, and to authorize parties plaintiff or defendant, to procure the testimony of the opposing party or any party in interest, reported the same favorably to the House.

On motion of Mr. Harper, the Order was suspended, and he, from the Special Committee to whom was referred the resolutions of the Senate for the relief of Angus M. D. King, reported favorably to the same.

On motion of Mr. Milledge the Order was further suspended, and he, from the Special Committee to whom was referred the memorial of John Royal, reported favorably to the same.

The House then proceeded with the unfinished business of yesterday, which was the pending motion to pass to the second reading on the 10th of February next, the Bill for the protection and preservation of the rights of married women, and the distribution of their estates, &c.

Whereupon, Mr. Janes called for the yeas and nays, and Mr. Woodward seconded the same, and they were recorded—yeas 43, nays 68.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Gilbert,
Anderson, of Wilkes,	Grant,
Armstrong,	Hendrick,
Bailey,	Irvin, of Wilkes,
Barr,	McComb,
Baugh,	McLain,
Bivins,	Merrell,
Blackwell,	Mobley,
Bloodworth,	Morehouse,
Brinson,	Raulerson,
Cameron, of Telfair,	Reeves,
Cannon,	Robinson, of Macon,
Castens,	Smith, of Coweta,
Chastain,	Stephens,
Christie,	Sumner,
Cobb, of Dooly,	Thurmond,
Dawson, of Greene.	Tillman, of Appling,
Dorminy,	Wallace,
Edwards,	Watts,
Fowler,	Williford.
Gardner,	Wofford.

Those voting in the negative, are Messrs.

Atkinson,	Latimer, of Cobb,
Bartow,	Latimer, of Warren,
Barnett, of Butts,	Lewis,
Barnett, of Henry,	Lochlin,
Bellinger,	Loveless,
Bulloch,	Lowe,
Byrd,	McAfee,
Cameron, of Chattooga,	McFarland,
Carr,	Milledge,
Clark, of Oglethorpe,	Moon,
Clark, of Stewart,	Nasworthy,
Culler,	Patterson,
Dawson, of Putnam,	Perkins,
Dyer,	Phillips,

Erwin, of Forsyth,	Pickett,
Fannin,	Pierce,
Felton,	Powell,
Floyd,	Price,
Fuller,	Richardson,
Gilmore,	Roberts,
Gray,	Robinson, of Laurens,
Harris, of Clarke,	Russell,
Harris, of McIntosh,	Scarlett,
Harper,	Seward,
Henly,	Smith, of Hancock,
Henry,	Staten,
Hill,	Thornton,
Holland,	Tift,
Jackoway,	Tillman, of Tattnall,
Janes,	Waldhour,
Knox,	Wall,
Lane,	Wooldridge,
Langmade,	Wynn, of Oglethorpe.

So the motion was lost.

On motion of Mr. Bartow, the Special Order of the Day was postponed, and the message of the Senate in relation to the amendments to the Bill of the House for the government and management of the Western and Atlantic Railroad.

Mr. Seward moved to postpone the consideration of said message until Tuesday next.

Which motion was lost;

The question then recurred on the amendment of the Senate, which was a substitute for the whole Bill, as originated by the House, as follows, to wit:

A Bill to incorporate the Western and Atlantic Railroad, and to provide for the government and management of the same.

Mr. Russell moved to amend the same by striking out the words "the Governor of the State shall appoint," and insert in lieu thereof, "the Legislature now in session shall elect by ballot."

The following message was received from the Governor, by Mr. Paine, his Secretary:

MR. SPEAKER: I am directed by the Governor to lay before this branch of the General Assembly, a communication in writing.

The following message was received from the Senate by Mr. Glenn, their Secretary:

MR. SPEAKER: The Senate has passed the following Bills:  
A Bill to amend the Road Laws of this State.

Also, a Bill to authorize the Mayor and City Councilmen of the cities of Atlanta and Rome, to levy and collect a tax within the corporate limits of said cities.

The Senate has also passed the following Bills of the House of Representatives :

A Bill to authorize certain persons therein named to clear out and improve the navigation of the Chattahoochee river above the Western and Atlantic Railroad, and for other purposes therein named.

Also, a Bill to amend an Act entitled an act to incorporate Concord Church, in Tattnall county, approved February 5th, 1850, so far as relates to the name of said Church.

Also, a Bill to alter and change the line between the counties of Macon and Crawford, so as to add to and include within the county of Macon, lots number 122 and 137 of the 8th district of originally Houston, now Crawford county ; also, to alter and change the line between the counties of Pike and Spalding.

Also, a Bill to alter and change the district line between the 959th district and the Centre Village district, in the county of Camden.

Also, a Bill to incorporate the Zebulon Branch Railroad.

Also, a Bill to repeal a portion of the Act to compensate Petit Jurors in the county of Hancock.

Also, a Bill for the relief of James Newton, of Jasper county.

Also, a Bill to incorporate Newnan Female College.

Also, a Bill to remove an election precinct in the county of Talbot.

Also, a Bill compelling the Tax Receivers and Collectors of the counties of Coweta, Early and Fayette, to visit the house or houses of all widows in said counties, before returning them as defaulters.

Also, a Bill to prescribe the manner in which the laws of this State shall be printed and published.

Also, a Bill to legalize the Acts of certain Deputy Clerks of the Superior Courts, Inferior Courts and Courts of Ordinary, of this State.

Also, a Bill to reduce the Sheriff's Bond of Bryan co.

Also, a Bill to repeal an Act passed December 29th, 1847, to alter the line between the counties of Jones and Jasper.

Also, a Bill to extend all the provisions of the Act entitled an act to amend the several acts now in force regulating the fees of magistrates and constables, in the State of Georgia, so far as relates to the county of Chatham, and to provide for the mode of collecting the same, approved December 19th, 1849, and also the Act entitled an act to amend the several acts relating to Justices' Courts, so far

as regards the county of Chatham, approved December 19th, 1849, to the county of Effingham, and to the Justices' Courts, magistrates and constables of said county.

Also, a Bill to alter and amend an Act entitled an act to provide for the indigent Deaf and Dumb citizens of this State; also, to provide for the appointment of a commissioner, to regulate his duties, affix his salary, and to appropriate money therefor by increasing the annual appropriation, and for other purposes.

Also, a Bill to separate the offices of Tax Collector and Receiver of Tax Returns for the county of Dooly.

Also, a Bill to repeal an Act entitled an act to compensate Petit Jurors of the Superior and Inferior Courts, so far as regards the county of Camden, assented to 21st December, 1835.

Also, a Bill for the relief of Daniel Hicks, Edward H. Garrett, John R. Scurry and Joseph Reeves.

Also, a Bill to amend the 15th section of the 9th division of the Penal Code, as to service of summons upon persons guilty of forcible entry and detainer, in certain cases.

The Senate has also passed the following Bills of the House with amendments, to which they ask the concurrence of the House of Representatives:

A Bill to carry into effect the amended Constitution of this State, in reference to the Ordinaries of said State, and for other purposes.

Also, a Bill to change the names and legitimize the persons therein named, and for other purposes.

Also, a Bill for the relief of Reuben S. Willingham, of Lincoln county.

Also, a Bill to authorize the Rock Island Factory of Muscogee county, to issue and sell the bonds of the Company, and secure the same, and for other purposes therein named.

Also, a Bill to incorporate the Rome Branch Magnetic Telegraph Company.

The Senate has adopted a substitute for the first amendment of the House to the Bill of the Senate, to fix and regulate the time for holding the Superior Courts in the Macon circuit, to which they ask the concurrence of the House—and they have concurred in the other amendments of the House to the same Bill.

The question then recurred on the amendment offered by Mr. Russell.

Mr. Felton called for the "previous question," and on the question "Shall the main question be now put?" on the call of Mr. Russell, and the second of Mr. Tift, the yeas and nays were required to be recorded, and are—yeas 77, nays 35.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Henry,
Anderson, of Wilkes,	Hill,
Armstrong,	Irvin, of Wilkes,
Bailey,	Janes,
Barr,	Knox,
Barnett, of Henry,	Lane,
Baugh,	Langmade,
Bellinger,	Latimer, of Cobb,
Bivins,	Latimer, of Warren,
Blackwell,	Lochlin,
Bloodworth,	Loveless,
Brinson,	Lowe,
Bulloch,	McAfee,
Byrd,	McFarland,
Cameron, of Chattooga,	Milledge,
Carr,	Moon,
Castens,	Mobley,
Chastain,	Morel,
Clark, of Oglethorpe,	Morris,
Clark, of Stewart,	Nasworthy,
Daniel,	Perkins,
Dawson, of Greene,	Powell,
Dawson, of Putnam,	Price,
Dorminy,	Ramsay,
Dyer,	Reeves,
Edwards,	Richardson,
Erwin, of Forsyth,	Robinson, of Macon,
Fannin,	Scarlett,
Felton,	Smith, of Hancock,
Floyd,	Staten,
Gardner,	Sumner,
Gilmore,	Thornton,
Grant,	Thurmond,
Hackney,	Tillman, of Tattnall,
Harris, of Clarke,	Waldhour,
Hendrick,	Wynn, of Oglethorpe.
Henly,	

Those who voted in the negative, are Messrs.

Atkinson,	Phillips,
Barnett, of Butts,	Pickett,
Cannon,	Pierce,
Christie,	Raulerson,
Cobb, of Dooly,	Robinson, of Laurens,
Culler,	Russell,

Gilbert,	Seward,
Harris, of McIntosh,	Smith, of Coweta,
Harper,	Stephens,
Holland,	Tift,
Hussey,	Trippe,
Jackoway,	Wall,
Lewis,	Wallace,
McComb,	Watts,
McLain,	Wofford,
Merrell,	Woodward,
Morehouse,	Wooldridge.
Patterson,	

So the call was sustained.

The main question being then propounded, which was the amendment of the Senate and the amendment offered by Mr. Russell to said amendment, on the call of Mr. Seward the same was divided, and the question first propounded was on agreeing to the amendment offered by Mr. Russell.

Whereupon, on the call of Mr. Russell, and the second of Mr. Tift, the yeas and nays were required to be recorded, and are—yeas 36, nays 73.

Those who voted in the affirmative, are Messrs.

Atkinson,	McLain,
Barnett, of Butts,	Merrell,
Barnett, of Henry,	Morehouse,
Bloodworth,	Phillips,
Carr,	Pierce,
Christie,	Powell,
Cobb, of Dooly,	Robinson, of Laurens,
Culler,	Robinson, of Macon,
Dawson, of Greene,	Russell,
Gilbert,	Seward,
Holland,	Smith, of Coweta,
Hussey,	Smith, of Hancock,
Irvin, of Wilkes,	Stephens,
Jackoway,	Tift,
Langmade,	Wallace,
Lewis,	Watts,
Lowe,	Williford.
McComb,	Wooldridge.

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Henry,
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Anderson, of Wilkes,	Hill,
Armstrong,	Janes,
Bailey,	Knox,
Bartow,	Lane,
Barr,	Latimer, of Cobb,
Baugh,	Latimer, of Warren,
Bellinger,	Lochlin,
Bivins,	Loveless,
Blackwell,	McAfee,
Brinson,	McFarland,
Bulloch,	Milledge,
Byrd,	Moon,
Cameron, of Chattooga,	Mobley,
Cannon,	Morel,
Castens,	Morris,
Chastain,	Nasworthy,
Clark, of Oglethorpe,	Patterson,
Clark, of Stewart,	Perkins,
Daniel,	Pickett,
Dawson, of Putnam,	Price,
Dorminy,	Ramsay,
Dyer,	Raulerson,
Edwards,	Richardson,
Erwin, of Forsyth,	Scarlett,
Fannin,	Staten,
Felton,	Sumner,
Floyd,	Thornton,
Gardner,	Thurmond,
Gilmore,	Tillman, of Tattnall,
Grant,	Trippe,
Hackney,	Waldhour,
Harris, of Clarke,	Wall,
Harris, of McIntosh,	Wofford,
Harper,	Woodward.
Hendrick,	Winn, of Oglethorpe.
Henly	

The question then propounded was on concurring in the amendment of the Senate.

Whereupon, on the call of Mr. Bartow and the second of Mr. Stephens, the yeas and nays were required to be recorded, and are—yeas 35, nays 80.

Those who voted in the affirmative are Messrs.

Atkinson,	Merrell,
Barnett, of Butts,	Morehouse,
Barnett, of Henry,	Morris,
Bloodworth,	Patterson,

Christie,	Phillips,
Cobb, of Dooly,	Pickett,
Culler,	Reeves,
Gilbert,	Roberts,
Gray,	Robinson, of Laurens,
Holland,	Robinson, of Macon,
Hussey,	Seward,
Jackoway,	Smith, of Coweta,
Langmade,	Sumner,
Lewis,	Tift,
McAfee,	Watts,
McComb,	Williford.
McLain,	

Those voting in the negative are Messrs.

Anderson, of Franklin,	Hill,
Anderson, of Wilkes,	Irvin, of Wilkes,
Armstrong,	Janes,
Bailey,	Knox,
Bartow,	Lane,
Barr,	Latimer, of Cobb,
Baugh,	Latimer, of Warren,
Bellinger,	Lochlin,
Bivins,	Loveless,
Blackwell,	Lowe,
Brinson,	McFarland,
Bulloch,	Milledge,
Byrd,	Moon,
Cameron, of Chattooga,	Mobley,
Cannon,	Morel,
Carr,	Nasworthy,
Castens,	Perkins,
Chastain,	Pierce,
Clark, of Oglethorpe,	Powell,
Clark, of Stewart,	Price,
Daniel,	Ramsay,
Dawson, of Greene,	Raulerson,
Dawson, of Putnam,	Richardson,
Dorminy,	Russell,
Dyer,	Scarlett,
Edwards,	Smith, of Hancock,
Erwin, of Forsyth,	Staten,
Fannin,	Stephens,
Felton,	Thornton,
Floyd,	Thurmond,
Gardner,	Tillman, of Tattnall,
Gilmore,	Trippe,
Grant,	Waldhour,

Hackney,  
Harris, of Clarke,  
Harris, of McIntosh,  
Harper,  
Hendrick,  
Henly,  
Henry,

Wall,  
Wallace,  
Wofford,  
Woodward,  
Wooldridge,  
Wynn, of Oglethorpe.'

On motion of Mr. Perkins, the following communication from His Excellency, the Governor, was taken up and read.

EXECUTIVE DEPARTMENT, }  
MILLEDGEVILLE, Jan. 9, 1852. }

I have signed an Act of the General Assembly, "to levy a tax for each of the political years 1852 and 1853, and thereafter until repealed," and do not hesitate to express my cordial concurrence with the judgment of the Legislature, in this radical measure of reform in our Tax Laws.

I entertain no doubt that it will meet the general approval of the people, and in its future operations, will realize the just expectations of its supporters. Our system of taxation is now based, for the first time, upon a sound and just principle, and like all other measures of reform resting upon the sure foundation of Right and Justice, will in due time work out its own vindication. As the available means of the Treasury for the year 1853 will depend upon the amount raised by this Bill, I have directed my attention to the probable financial operations of the State for the next two years, with a view to guard by timely legislation against any deficiency that might possibly occur; I have estimated the appropriations for the present fiscal year, (1852) exclusive of the reduction of the public debt, and the interest thereon—at two hundred and seventy thousand dollars, (\$270,000) and for the year 1853 at ninety thousand dollars, (\$90,000).

If these estimates should not be exceeded, and the State Road should yield an income equal to the lowest calculation of its friends, which will depend in a great measure on the efficiency of its organization, we shall be enabled during the years 1852 and 1853, to meet these appropriations, together with the appropriation for the payment of the interest on the public debt, and also reduce the public debt during that time, as now contemplated by law, provided your Tax Act, should bring into the Treasury the amount contemplated by the General Assembly, as appears upon the face of the Act—I mean the sum of three hundred and seventy-five thousand dollars, (\$375,000). Whether or not that amount will be realized under this act, must of

necessity be a matter of conjecture—the only basis which we now have, upon which to make a calculation, is the value of the property of our citizens, as returned in the census, that puts the value of the property of the State, subject to taxation under this Bill, in round numbers, at three hundred and thirty-four millions, (\$334,000,000) from which sum must be deducted the amount covered by the exemptions of the act.

If this should be considered a reliable basis, it is quite manifest that the amount realized from this act would fall below three hundred thousand dollars.

There are, however, strong reasons for believing that in many cases the amount will exceed the returns of the census, and something may be added to the calculation for the increased property of the State—but at the same time it should be borne in mind, that the returns made to the census taken, are made with a view to the exhibition of personal and State wealth, whilst the Tax Collector encounters a very different feeling when he seeks to ascertain the value of the citizens' property, for the purpose of imposing a tax upon it. These are considerations to be weighed in looking to the probable operations of this untried experiment in our system of taxation. From the language and whole spirit of the law, as well as from my knowledge of the wise and patriotic intentions of the General Assembly, I am justified in the conclusion, that it was your intention to provide ample means to meet the expenditures of the State,—and that, in your judgement, the sum of three hundred and seventy-five thousand dollars, ought to be raised, in the present year, for that purpose. I concur with you upon both points, and on that account have thought it my duty to make this communication, to recommend the passage of a supplemental act, which will insure the object which was so evidently contemplated.

The fifteenth section of the act restrains the collection of a larger amount than the sum already designated.—This is right, and very properly takes from the Executive all discretion in assessing the amount of revenue to be raised. If the act had stopped here, it would have been perfect in this respect; but by the fourteenth section, the per centage is limited to one-twelfth of one per cent., and in no event to exceed it. Suppose upon the returns of the Tax Receivers being received at the Comptrollers office, and upon the calculation being made as required by the act, it should be found that one-twelfth of one per cent. will not raise the sum of three hundred and seventy-five thousand dollars, you have prohibited a higher per centage, and have thus, in such a contingency, defeated the manifest object of your legislation. I feel quite sure that the

members of the General Assembly, will all concur in the propriety and duty of raising an amount adequate to the wants of the Government, though they may have differed very honestly in their judgments as to the best and most equitable mode of raising it. If, then, it is your opinion that the sum of three hundred and seventy-five thousand dollars (\$375,000) is necessary to meet the accruing liabilities of the State, by virtue of your appropriations, and that that amount ought to be realized from the taxes of the present year, I can see no reason why this restriction should not be removed, and the opportunity thereby afforded of carrying out the intentions of the General Assembly in any contingency that may happen. You will bear in mind that you are confiding nothing to Executive discretion in this matter. You only require a calculation to be made by him, to carry out your own judgments. The Executive is not authorized to raise one dollar more or less than you direct. It is immaterial whether the calculation be made by him or any other person, for it is at best but an arithmetical calculation which is submitted to him by the act. Under this view of the subject, I have determined to submit these considerations to the General Assembly, and to recommend the passage of a supplemental act of the character I have indicated.

[Signed.]

HOWELL COBB.

Mr. Bartow moved to suspend the Order, and take up the reconsidered Bill, to authorize the Governor to subscribe for stock in the South-Western Railroad, &c., to make the same the Special Order of the Day for to-morrow.

Also, a Bill to authorize the Governor of Georgia to issue bonds for \$200,000, to be loaned and secured to assist in the construction, &c., of a Branch Railroad, &c.;

Which motion was lost.

Mr. Robinson, of Macon, moved to suspend the order;

Which motion prevailed.

The House then took up the message of the Senate, in relation to the amendments to the Bill of the House, to regulate and fix the times of holding the Superior Courts in the Macon Circuit, and agreed thereto.

Mr. Gardner, from the Committee on Enrolment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit:

An Act to extend and define the corporate limits of the town of Newnan, in the county of Coweta, to provide for the election of Intendant and Commissioners for the same,

to define their powers, and for other purposes therein named.

Also, an Act to incorporate Euharleyville, in the county of Cass ;

Also, an Act for the relief of William C. Dunn, Tax Collector of Jasper county ;

Also, an Act to extend the time for purchasers of fractions and square lots of land, sold under the provisions of an act, assented to 30th of December, 1847, to authorize the Governor to appoint fit and proper persons to sell and dispose of the undrawn lots, in the Land and Gold Lotteries heretofore had in this State, and to limit the time for fraction purchasers to pay for and take out grants for fractions, to pay for and grant the same, on certain conditions.

Also, an Act for the relief of Levi S. D. Lyon and Ashur Ayres, and to authorize the Governor to draw his warrant on the Treasurer in their behalf, for the amount stated.

Also, an Act for the relief of the Receiver of Tax Returns, for the county of Washington.

Also, an Act to refund to Ira Sanburn, of Decatur county, a certain sum of money therein named.

Also, an Act to alter and amend an act to incorporate the city of Rome, passed the 9th of December, 1847.

Also, an Act to prevent the driving of any horned cattle, or cattle of the cow kind, from Pickens and Anderson Districts, in South Carolina, or any other places that may be infected with distemper, into the county of Rabun, &c.

Also, an Act to compel the clerks of the Superior and Inferior Courts, and the Court of Ordinary of the several counties of this State, to buy a seal of office for each of said courts.

Also, an Act to provide means for the equipment, construction, and repair of the Western and Atlantic Railroad, and to pay off the existing liabilities of the same.

Also, an Act to incorporate the town of Calhoun, in the county of Gordon.

Also, an Act to incorporate the Georgia Mechanical and Manufactural Institute, in the city of Macon, and to confer certain privileges upon the same.

Also, an Act to alter and fix the time of holding the Superior Courts in the South-Western Circuit, and to change the time of holding the Inferior Courts in the counties of Sumter and Lee, &c.

Also, an Act to change the line of the Western and Atlantic Railroad, so as to run through the town of Cassville.

Also, an Act to add an additional section to the tenth division of the Penal Code of this State.

Also, an Act to allow Nathaniel Smith, of Hall county,

to ask and receive tolls for the use of his bridge across the Chattahoochee river, and to authorize Cornelius D. Terhune and George W. Tumlin, to construct a bridge across the Etowah river, and to charge toll for the same.

Also, an Act to amend an act relative to guardians of minors receiving and recovering property belonging to their wards, assented to 25th December, 1837.

Also, an Act to incorporate the Clarksville and Tugaloo Rail or Plank Road.

Also, an Act to prohibit the sale of deadly weapons and to prescribe the manner of carrying the same, &c.

Also, an Act for the relief of Daniel Hicks, Edward H. Garrett, John R. Scurry and Joseph Reeves.

Also, an Act to legalize the acts of certain Deputy Clerks of the Superior, Inferior and Ordinary Courts of this State.

Also, an Act to repeal a portion of the Act to compensate Petit Jurors in the county of Hancock.

Also, an Act to relieve and indemnify Seaborn Jones.

Also, an Act to change the line between the counties of Telfair and Appling, so as to include the residence of Washington Nelson of the county of Telfair, to the county of Appling, and to change the line between the counties of Pulaski and Telfair.

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SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment, and took up the Special Order of the Day, which was the following preamble and resolution, to wit:

It has been the policy of the American Government, from its earliest existence, to maintain friendly relations with all, but entangling alliances with none—our true mission is not to propogate our opinions or impose upon other countries our form of government by artifice or force; but to show by our success, moderation and justice, the blessings of self-government and the advantages of free institutions. Let every people choose for themselves, and make and alter their political institutions to suit their own condition and circumstances. In proclaiming and adhering to the doctrines of neutrality and non-intervention, the United States have not followed the lead of other civilized nations, but have taken the lead and been followed by others. These great principles proclaimed in the days of Washington and Jefferson, are the great American principles upon which our government has ever stood. The fame and distinction to which we have attained as a people, the

great blessings which we have dispensed to the world, in affording an asylum for the oppressed every where, forbid that we should for a moment cherish the idea of abandoning these principles. We sympathise with the oppressed ; we tender them a home ; but never will we join with the ambitious or the revengeful in a crusade against other nations, however they may have oppressed their citizens. A departure from this safe and correct rule would involve our government in endless disputes and endless wars, the result of which the wisest statesmanship cannot foresee. Our policy should be to observe good faith and justice towards all nations ; cultivate peace and harmony with all. Against the insidious wiles of foreign influence the jealousy of a free people ought to be constantly awake, since history and experience prove that foreign influence is one of the most baneful foes of republican governments.

In extending our commercial relations, we should have as little political connexion as possible with foreign nations. Why by interweaving our destiny with that of any part of Europe, entangle our peace and prosperity in the toils of European ambition, rivalry, interest, humor or caprice ?

*Resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met, That His Excellency, the Governor, be requested to forward the foregoing declaration of principles to our Senators and Representatives in the Congress of the United States with the request that they may be laid before their respective Houses as the opinions of the people of Georgia as to the policy of our government ; and that a copy be sent also to the President of the United States.*

Mr. Wofford moved to refer the same to the Committee on the Judiciary ;

Which motion was lost.

Mr. Thurmond moved to amend the preamble by striking out the words " however they may have oppressed their citizens," and inserting in lieu thereof the following words, to wit : " whatever may be their domestic policy ;"

Which motion prevailed.

Mr. Tift moved the following as a substitute in lieu of the original preamble and resolutions, to wit :

In the progress of free governments it is necessary sometimes to revert to the principles by which they were established as individuals to preserve peaceable possession must not permit their landmarks to be obliterated.

The United States government was formed by the people, after great expenditure of life and treasure, for themselves and for the preservation of their rights, and is considered by them as singularly adapted to their civil condi-



tion, and to secure to them and their posterity the enjoyment of rational liberty according to their conception of it—their experience has so far justified their faith in its principles, and while they claim for themselves the rights exercised by their ancestors to establish or modify their forms of government, they have never claimed, nor do they now claim the right to interfere with others, their citizens or subjects. Believing that they enjoy eminently the blessings of freedom, they sympathize with those who are oppressed; and while they consider it incompatible with the safety of their country to entangle themselves with the affairs of other people, or form political alliances with their government, they are willing to share with them the blessings of their own.

A policy so just, and at the same time so generous, ought to command respect, and it was hoped would be reciprocated. In this spirit the Government of the United States, with the entire approbation of the people, invited the distinguished General Kossuth, and his companions in exile from Hungary, to a home in the United States, and with a liberality rarely practised, sent a national vessel to convey them.

*Be it therefore resolved by the Senate and House of Representatives of the State of Georgia,* That the Hungarian General, Kossuth, and his companions, be welcomed to a peaceful home in the United States.

*Be it therefore Resolved,* That if the Hungarian General and his companions desire to withdraw from the United States, the President of the United States be requested to furnish him with a national vessel for that purpose.

*Be it further Resolved,* That any interference by the citizens of the United States in the affairs of Austria, Russia, or Hungary, or any other foreign power, would be unjustifiable, and should be prevented by the Federal and State Governments by all the means in their power.

Mr. James moved to strike out the entire section of the same;

Which motion prevailed.

Mr. Tift moved further to amend the same by striking out in the 3d resolution, the word "citizens," and inserting in lieu thereof the word "Government;"

Which motion prevailed.

Mr. Tift moved further to amend the same by striking out in the 3d section, the words, "and should be prevented by the State and Federal Governments by all the means in their power," and insert in lieu thereof, the words, "and contrary to the just and settled policy of the United States."

Mr. Henry moved the "previous question," and was seconded by the House.

The main question being then put, the first question propounded was on agreeing to the amendment offered by Mr. Tift, the same was agreed to.

The question next propounded was on receiving the substitute, in lieu of the original preamble and resolutions, and the House rejected the same.

The question then propounded was on the adoption of the original preamble and resolution as amended, and the same were adopted.

On motion of Mr. Milledge, the order was suspended, and the House took up the message of the Senate in relation to the amendment to the Bill of the House, to prescribe the mode of compensating the Jurors of the Superior and Inferior Courts of the counties of Lumpkin, Habersham and Murray, and refused to concur therein.

The House then adjourned until 7 o'clock, P

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment, and took up the message of the Senate in relation to the Bill to amend an Act entitled an Act to amend an Act to incorporate the South-Western Railroad Company, with power to extend branches to Albany, in the county of Baker, and Fort Gaines, in the county of Early, or to points below those places on the Chatatahoochee and Flint Rivers, and to punish those who may willfully injure the same, assented to December 27th, 1845, and for other purposes, approved February 23rd, 1850.

And upon the motion to agree to the same, on the call of Mr. Floyd and the second of Mr. Henry, the yeas and nays were required to be recorded, and are—yeas 48, nays 48.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Holland,
Anderson, of Wilkes,	Janes,
Bailey,	Knox,
Bartow,	Lattimer, of Warren,
Barr,	Loveless,
Barnett, of Henry,	McFarland,
Baugh,	McLain,
Cameron, of Chattooga,	Moon,
Cannon,	Morehouse,
Clark, of Oglethorpe,	Perkins,
Culler,	Pickett,

Dawson, of Greene,	Pierce,
Dyer,	Price,
Edwards,	Robinson, of Laurens,
Erwin, of Forsyth,	Smith, of Hancock,
Fannin,	Staten,
Felton,	Sumner,
Gardner,	Thornton,
Gilbert,	Tift,
Grant,	Tillman, of Appling,
Harrison,	Tillman, of Tattnall,
Hendrick,	Trippe,
Henly,	Watts,
Hill,	Wofford.

Those who voted in the negative, are Messrs.

Atkinson,	Langmade,
Bellinger,	Lewis,
Bivins,	Lochlin,
Blackwell,	Lowe,
Bloodworth,	McAfee,
Brinson,	Merrell,
Bulloch,	Mobley,
Byrd,	Moreland,
Cameron, of Telfair,	Morel,
Carr,	Morris,
Castens,	Nasworthy,
Chastain,	Patterson,
Christie,	Phillips,
Cobb, of Dooly,	Raulerson,
Daniel,	Richardson,
Dawson, of Putnam,	Russell,
Dorminy,	Scarlett,
Floyd,	Stephens,
Fowler,	Waldhour,
Fuller,	Wall,
Harris, of Clarke,	Wallace,
Harper,	Williford,
Henry,	Wooldridge,
Lane,	Wynn, of Oglethorpe.

The Speaker voted in the negative, and the House refused to agree.

Mr. Fuller, from the Special Committee appointed to consolidate certain Bills, reported back to the House, a Bill to compensate the Petit Jurors in Madison county, without amendment.

Mr. Bartow, from the Committee on Internal Improve-

ments, to whom was referred the Memorial of the Southern Central Agricultural Society, asking an appropriation for a geological survey of the State of Georgia, reported the same back to the House, and recommended that \$10,000 be appropriated to this object, to be expended under the direction of His Excellency, the Governor, whenever in his judgment such sum can be spared from the Treasury, and therefore introduced a Bill to appropriate \$10,000 for the purpose of making a geological and agricultural survey of the State of Georgia;

Which was read the first time.

Mr. Bartow, also from the same committee, to whom was referred a Bill to incorporate the Savannah and Amsterdam Steam Navigation Company, reported the same back to the House with amendments, and recommended the passage of the same.

Mr. Floyd, from the Committee on Finance, to whom was referred a Bill "to incorporate and endow the Georgia Academy for the Blind," together with the memorial of the Trustees, reported the same back to the House and recommended its passage without amendment.

On motion of Mr. Stephens, the Order was suspended, and the Bill the more effectually to provide for the Education of the Poor was taken up, and made the Special Order of the Day for Tuesday next.

The House took up the Report on the Bill to alter and straighten the line between the counties of Jasper and Newton, &c.

Mr. Byrd moved to amend by changing and adding, in an additional section to the Bill, the county line between the counties of Gordon and Floyd;

Which motion prevailed.

Mr. Irvin, of Wilkes, moved an additional section to the Bill, changing the line between the counties of Wilkes and Lincoln;

Whereupon, on the call of Mr. Janes, and the second of Mr. Wall, the yeas and nays were recorded, and are—  
yeas 74, nays 20—

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Hill,
Anderson, of Wilkes,	Irvin, of Wilkes,
Armstrong,	Janes,
Atkinson,	Knox,
Bailey,	Lane,
Bartow,	Latimer, of Warren,
Barr,	Lewis,
Barnett, of Butts,	Lochlin,

Barnett, of Henry,	Loveless,
Bellinger,	Lowe,
Blackwell,	McAfee,
Bloodworth	McLain,
Brinson,	Merrell,
Bulloch,	Moon,
Byrd,	Morehouse,
Cameron, of Chattooga,	Morris,
Cameron, of Telfair,	Nasworthy,
Cannon,	Patterson,
Carr,	Perkins,
Castens,	Pierce,
Christie,	Price,
Clark, of Oglethorpe,	Raulerson,
Cobb, of Dooly,	Reeves.
Culler,	Robinson, of Laurens,
Dawson, of Greene,	Scarlett,
Dawson, of Putnam,	Smith, of Hancock,
Dorminy,	Staten,
Dyer,	Stephens,
Erwin, of Forsyth,	Sumner,
Fannin,	Thornton,
Felton,	Tift,
Fowler,	Tillman, of Appling,
Gardner,	Wall,
Gilbert,	Watts,
Grant,	Woodward,
Harrison,	Wooldridge,
Hendrick,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Baugh,	Mobley,
Chastain,	Morel,
Floyd,	Phillips,
Fuller,	Richardson,
Gilmore,	Russell,
Hackney,	Tillman, of Tattnall,
Harris, of Clarke,	Trippe,
Henry,	Waldhour,
Holland,	Wallace,
Langmade,	Williford.

The section was received.

The House took up the Report on the Bill for the relief of D. N. White, of Newton county, and agreed thereto.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to vest the duties of the Clerk of the Inferior Court, in Stewart county, in the Clerk of the Superior Court, and, on motion of Mr. Clark, of Stewart, the same was postponed indefinitely.

The House took up the Report on the Bill to amend an act entitled an act to provide for the education of the poor, so far as Twiggs county is concerned.

Mr. Bloodworth moved the following proviso to the 4th section, to wit: *Provided*, Said distribution is made under the same rules and regulations as now required by law, in proportion to the number of scholars who are entitled to receive its benefits;

Which was received.

The Report as amended was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House took up the Report on the Bill to authorize John F. Sweat to erect a bridge, &c., and, on motion, the same was postponed indefinitely.

The House took up the Report on the Bill to repeal so much of an act entitled an act so far as relates to the county of Walker, assented to February 14th, 1851, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to change the place of holding Justices' Courts, in Appling county, and for other purposes, and, on motion of Mr. Tillman, of Tattall, the same was indefinitely postponed.

The House took up the Report on the Bill to change the time of holding the Superior Courts of the county of Franklin, and also to change the time for holding the Fall Term of the Supreme Court in the 4th District, composed of the Western and Cherokee Circuit.

Mr. Anderson, of Franklin, moved to strike out all that part of the Bill relating to the county of Franklin; whereupon, on the call of Mr. Harris, of Clarke, and the second of Mr. Dawson, of Greene, the yeas and nays were recorded, and are—yeas 55, nays 39.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Holland,
Armstrong,	Irvin, of Wilkes,
Bailey,	Janes,
Barr,	Knox,
Barnett, of Butts,	Lane,
Baugh,	Lochlin,
Bellinger,	Lowe,

Blackwell,	McAfee,
Bloodworth,	McLain,
Brinson,	Merrell,
Bulloch,	Moon,
Byrd,	Mobley,
Cameron, of Chattooga,	Nasworthy,
Cannon,	Phillips,
Carr,	Pickett,
Chastain,	Pierce,
Christie,	Price,
Cobb, of Dooly,	Raulerson,
Dawson, of Putnam,	Reeves,
Dorminy,	Robinson, of Laurens,
Dyer,	Staten,
Erwin, of Forsyth,	Tift,
Fowler,	Tillman, of Appling,
Gilbert,	Tillman, of Tattnall,
Grant,	Wall,
Hackney,	Watts.
Henly,	

Those voting in the negative are Messrs.

Anderson, of Wilkes,	Latimer, of Cobb,
Atkinson,	Latimer, of Warren,
Bartow,	McFarland,
Barnett, of Henry,	Moreland,
Bivins,	Patterson,
Clark of Oglethorpe,	Perkins,
Clark, of Stewart,	Richardson,
Culler,	Robinson, of Macon,
Dawson, of Greene,	Russell,
Fannin,	Scarlett,
Felton,	Smith, of Hancock,
Floyd,	Stephens,
Fuller,	Thornton,
Gardner,	Trippe,
Gilmore,	Waldhour,
Harrison,	Williford,
Harris, of Clarke,	Woodward.
Harper,	Wooldridge,
Hill,	Wynn, of Oglethorpe.
Langmade,	

So the motion prevailed.

Mr. Milledge moved to amend the Bill by altering and fixing the time for holding the Superior Court in the county of Richmond ;

Which motion prevailed.

Mr. Harris, of Clark, moved to amend by striking out all that part relating to the Supreme Court;

Which motion prevailed.

Mr. Cameron, of Chattooga, moved to amend the same, by fixing the time for holding the Inferior Court in said county;

Which motion prevailed.

The Report as amended, was then agreed to.

The Bill was read the third time and passed under an amended title.

The House took up the Report on the Bill to alter the time for the issuing writs and processes by the Clerk of the Superior Court, in the county of Wilkes, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to alter the road, town, or village laws of this State, so far as relates to the county of Hancock, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to increase the jurisdiction of magistrates in the city of Macon, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill for the relief of Emily Goucher, of the county of Randolph, and agreed thereto.

The Bill was read the third time and postponed for the present.

The House took up the Report on the Bill to authorize the Treasurer of the Poor School Fund, of the county of Laurens, to pay over to William J. Daniel and Archibald McMillan, the amount of their accounts for teaching poor children in the year 1851, in the county of Laurens, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to repeal an Act to amend an act incorporating the city of Dalton, in Murray county, approved 29th December, 1849, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to extend and enlarge the corporate powers of the town of Covington, and agreed thereto.

The Bill was read the third time and passed.

The House then adjourned until to-morrow morning half past 9 o'clock.



SATURDAY, JAN. 10, 1852.

The House met pursuant to adjournment.

Mr. Hill, of Troup, asked leave of absence for the remainder of the session;

Leave was granted.

Leave was also granted to Mr. Wallace for a few days on special business.

Also, to Mr. Staten, after Tuesday next, on special business.

Also, to Mr. Hendricks.

On motion of Mr. Price, the Rule was suspended, and he laid on the table the following Resolution, to wit:

“*Resolved*, That the General Assembly adjourn *sine die* on the 17th instant.

Mr. Jones moved to lay the same on the table;

Which motion was lost.

Mr. Atkinson offered the following proviso to the Resolution, to wit: “*Provided*, The business is gone through with;”

Which was received.

Mr. Mobley offered the following as a substitute, in lieu of the Resolution:

*Resolved*, That a Committee of five be appointed by the House, to confer with a Committee of the Senate, and fix upon a day for both Houses to adjourn *sine die*;

Which was received.

The Resolution was then agreed to.

Mr. Price moved to suspend the Order, to lay on the table a Resolution.

The Order was not suspended.

On motion of Mr. Dawson, of Greene, the Special Order was postponed, which was on the resolution of Mr. Floyd, in reference to the State Finances.

Mr. Floyd then moved to make the same the Special Order of the Day for Monday next;

Which motion prevailed.

Mr. Henry, from the Committee on the Judiciary, to whom was referred a Bill to curtail the expense of proceedings in equity, and to dispense with the necessity of filing cross bills in equity, and for other purposes therein mentioned, reported against the same.

Mr. Henry, also from the same Committee, to whom was referred the Bill to give a construction of the 4th section of the Statute of Frauds, so far as the same relates to a party defendant being chargeable upon any special prom-

ise, to answer for the debt, default or miscarriage of a third person, &c., reported favorably on the same.

Mr. Henry, also from the same Committee, to whom was referred the Bill of the Senate, amendatory of the Statute of Limitations, reported favorable on the same.

The Speaker then announced from the Chair, the following gentleman as the committee under the Resolution just passed, to wit: Messrs. Mobley, Price, Harper, Tift, and Latimer, of Cobb.

On motion of Mr. Dawson, of Greene, the Order was suspended, and the House took up the reconsidered Bill for the pardon of Kinchen P. Boon, for the crime of murder.

And on the question, "Shall this Bill now pass?" on the call of Mr. Bailey, and the second of Mr. Chastain, the yeas and nays were recorded, and are—yeas 52, nays 50.

Those who voted in the affirmative, are Messrs.

Armstrong,	Latimer, of Cobb,
Atkinson,	Lowe,
Bartow,	McComb,
Barr,	Milledge,
Barnett, of Henry,	Morehouse,
Bloodworth,	Morris,
Castens,	Nasworthy,
Chastain,	Patterson,
Clark, of Oglethorpe,	Perkins,
Culler,	Raulerson,
Dawson, of Greene,	Roberts,
Dawson, of Putnam,	Robinson, of Macon,
Edwards,	Russell,
Erwin, of Forsyth,	Scarlett,
Fannin,	Shewmake,
Fowler,	Smith, of Coweta,
Fuller,	Smith, of Hancock,
Gardner,	Staten,
Hackney,	Thornton,
Harris, of McIntosh,	Trippe,
Henry,	Waldhour,
Hill,	Wall,
Holland,	Watts,
Hussey,	Wofford,
Janes,	Wooldridge,
Knox,	Wynn, of Oglethorpe.
Langmade,	

Those voting in the negative are Messrs.

Anderson, of Franklin,	Irwin, of Wilkes,
Anderson, of Wilkes,	Jackoway,
Bailey,	Lane,
Baugh,	Latimer, of Warren,
Bellinger,	Lewis,
Bivens,	Lochlin,
Blackwell,	Loveless,
Brinson,	McAfee.
Bulloch,	McLain,
Byrd,	Merrell
Cameron, of Chattooga.	Moon,
Cannon,	Moreland,
Carr,	Morel,
Christie,	Pickett,
Cobb, of Dooly,	Reeves,
Dorminy,	Richardson,
Dyer,	Robinson, of Laurens,
Felton,	Stephens,
Gilbert,	Sumner,
Gilmore,	Thurmond,
Grant,	Tift,
Harrison,	Tillman, of Appling,
Harris, of Clarke,	Tillman, of Tattnall,
Hendrick,	Williford.
Henly,	

So the Bill was passed.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER: The Senate has passed the following Bills :

A Bill to incorporate the Albany Bridge Company.

Also a Bill to relieve Robert H. Dixon, of Talbot county, from the operation and effect of an act to regulate the returns of Executors, Administrators and Guardians, approved 22d February, 1850, so as to prevent a forfeiture of his commissions as Administrator of the estate of A. Bedell.

The Senate has also passed the following bill of the House of Representatives :

A Bill for the relief of James Gibson, of the county of Wilkinson, and to authorize and require the Governor to draw his warrant upon the Treasurer in favor of said Gibson, or his agent, for the sum of nineteen hundred and two dollars and two cents.

The Senate has also passed the following Bills of the House, with amendments, to which they ask the concurrence of the House of Representatives :

A Bill to amend an act entitled an act to alter and amend the several acts in relation to itinerant traders, and to prescribe the mode of obtaining license, approved November 27th, 1847, so far as to increase the tax on said itinerant traders, in the counties of Jackson, Pike, Wilkes, Franklin, Sumter and Washington.

Also, a Bill to amend an act entitled an act to authorize all the free white citizens of the State of Georgia, and such others as they may associate with them, to prosecute the business of manufacturing, with corporate powers and privileges, passed on the 22d day of December, 1847, so far as the Hancock Manufacturing Company are concerned, and to incorporate said company, and to grant the said company certain privileges.

The Senate has agreed to a report and resolutions in relation to the creditors of the Bank of Darien, to which they respectfully ask the agreement of the House of Representatives.

Mr. Hill moved to suspend the Order, and take up the reconsidered Bill for the prohibition of the introduction of slaves into this State, &c.

Mr. Trippe called for the "previous question."

The House sustained the call, and the main question being then propounded, "Will the House suspend the Order?" the Order was suspended.

Mr. Seward called the "previous question," and on the question, "Shall the main question be now put?" on the call of Mr. Seward, and the second of Mr. Russell, the yeas and nays were recorded, and are—yeas 36, nays 77.

Those voting in the affirmative are Messrs.

Bailey,	Jackoway,
Barr,	Latimer, of Cobb,
Byrd,	Lewis,
Cannon,	Lochlin,
Castens,	McLain,
Chastain,	Merrell,
Christie,	Moon,
Cobb, of Dooly,	Morehouse,
Culler,	Nasworthy,
Dorminy,	Patterson,
Edwards,	Price,
Floyd,	Raulerson.
Fowler,	Roberts,
Gilbert,	Scarlett,
Grant,	Seward,
Gray,	Smith, of Coweta,
Harris, of McIntosh,	Staten,

Hendrick,

Thornton.

Those voting in the negative are Messrs.

Anderson, of Franklin,	Knox,
Anderson, of Wilkes,	Lane,
Armstrong,	Langmade,
Atkinson,	Latimer, of Warren,
Bartow,	Loveless,
Barnett, of Butts,	Lowe,
Barnett, of Henry,	McAfee,
Baugh,	McComb,
Bellinger,	McFarland,
Bivins,	Milledge,
Blackwell,	Mobley,
Bloodworth,	Moreland,
Brinson,	Morel,
Bulloch,	Morris,
Cameron, of Chattooga,	Perkins,
Carr,	Pickett,
Clark, of Oglethorpe,	Pierce,
Clark, of Stewart,	Reeves,
Daniel,	Richardson,
Dawson, of Putnam,	Robinson, of Laurens,
Dyer,	Robinson, of Macon,
Erwin, of Forsyth,	Smith, of Hancock,
Fannin,	Stephens,
Felton,	Sumner,
Fuller,	Thurmond,
Gardner,	Tift,
Gilmore,	Tillman, of Appling,
Hackney,	Tillman, of Tattnall,
Harrison,	Trippe,
Harris, of Clarke,	Waldhour,
Harper,	Wall,
Henry,	Wallace,
Henly,	Williford,
Hill,	Wofford,
Holland,	Woodward,
Hussey,	Wooldridge,
Irvin, of Wilkes,	Wynn, of Oglethorpe.
Janes,	

The call for the main question not being sustained by the House, the Chair decided the subject then beyond the control of the House for that day.

Mr. Hill appealed from the decision of the Chair, and

on the question, "Shall the decision of the Chair stand as the judgment of the House?" the same was affirmed.

Mr. Bartow moved to suspend the Order, to offer a Resolution.

Whereupon, Mr. Thurmond moved the previous question; the same was seconded by the House.

The main question being then propounded, "Will the House suspend the Order?" on the call of Mr. Seward, and the second of Mr. Milledge, the yeas and nays were required to be recorded, and are—yeas 60, nays 46.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Latimer, of Warren,
Anderson, of Wilkes,	Lochlin,
Armstrong,	Loveless,
Bailey,	Lowe,
Bartow,	McFarland,
Barr,	Milledge,
Baugh,	Mobley,
Bellinger,	Moreland,
Brinson,	Morell,
Bulloch,	Morris,
Cameron, of Chattooga,	Nasworthy,
Carr,	Perkins,
Castens,	Pickett,
Clark, of Oglethorpe,	Pierce,
Dawson, of Greene.	Price,
Dyer,	Reeves,
Edwards,	Richardson,
Erwin, of Forsyth,	Robinson, of Laurens,
Fannin,	Scarlett,
Gilmore,	Smith, of Hancock,
Hackney,	Stephens,
Harrison,	Thornton,
Harris, of Clarke,	Thurmond,
Harper,	Tillman, of Appling,
Hill,	Tillman, of Tattnall,
Holland,	Trippe,
Janes,	Waldhour,
Knox,	Wall,
Lane,	Wallace,
Langmade,	Woodward.

Those voting in the negative, are Messrs.

Atkinson,	Jackoway,
Barnett, of Butts,	Latimer, of Cobb,
Barnett, of Henry,	Lewis,

Bloodworth,	McAfee,
Byrd,	McComb,
Cannon,	McLain,
Chastain,	Merrell,
Christie,	Moon,
Clark, of Stewart,	Morehouse,
Cobb, of Dooly,	Patterson,
Culler,	Powell,
Dawson, of Putnam,	Raulerson,
Dorminy,	Roberts,
Floyd,	Russell,
Fowler,	Seward,
Fuller,	Smith, of Coweta,
Gardner,	Staten,
Gilbert,	Sumner,
Grant,	Tift,
Gray,	Watts,
Harris, of McIntosh,	Williford,
Henly,	Wofford,
Hussey,	Wooldridge.

It requiring a majority of two-thirds to suspend, the motion was lost.

Mr. Dawson, from the Committee on Enrolment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following acts, to wit:

An Act to provide for the election of all the Judges of the Superior Courts, by the free white people of the State of Georgia, and for other purposes therein named.

Also, an Act to reduce the official bond of the Sheriffs hereafter to be elected in the county of Bryan, from the sum of ten thousand dollars, to the sum of five thousand dollars.

Also, an Act to prescribe the manner in which the laws of this State shall be printed and published.

Also, an Act compelling the Tax Receivers and Collectors of the counties of Coweta, Early and Fayette, to visit the house or houses of all widows in said counties before returning them as defaulters.

Also, an Act to repeal an act, approved December, 29th, 1847, entitled an act to alter the line between the counties of Jones and Jasper, so as to add part of lot No. 44, 13th district of Jones county, to the county of Jasper.

Also, an act for the relief of James Newton, of the county of Jasper.

Also, an Act to appoint certain persons hereinafter named, commissioners, and to authorize said persons to

obstruct a portion of the channel of the river Canooche, in the county of Bryan, at their own expense, and for other purposes.

Also, an Act to incorporate the Zebulon Branch Railroad.

Also, an Act to alter and amend an act entitled an act to provide for the indigent deaf and dumb citizens of this State, and for other purposes therein named.

Also, an Act to incorporate Newnan Female College.

Also, an Act to alter and change the line between the counties of Macon and Crawford ; also to alter and change the line between the counties of Pike and Spalding.

Also, an Act to amend an act entitled an act to incorporate Concord Church, in the county of Tattnal, approved February 5th, 1850, so far as relates to the name of said church.

Also, an Act for the relief of the estate of James Mapp, deceased, of Greene county, and James T. Humphreys.

Also, an Act to repeal an act entitled an act to compensate Petit Jurors of the Superior and Inferior Courts, so far as regards the county of Camden, assented to 21st December, 1835.

Also, an Act to separate the offices of Tax Collector and Receiver of Tax Returns, for the county of Dooly.

Also, an Act to remove an election precinct, in the county of Talbot.

Also, an Act to amend an act to permit all the specie paying solvent Banks of this State to issue bills of a denomination less than five dollars.

Also, an Act to amend the 15th section of the 9th division of the Penal Code, as to service of summons upon persons guilty of forcible entry and detainer, in certain cases.

Also, an Act to alter and change the district line between the 959th district and the Centre Village district, in the county of Camden.

Also, an Act to incorporate Brownwood University, located in Troup county, and to confer powers on the same, and to incorporate the Presbyterian Church, in the town of Marietta.

Also, an act to authorize certain persons to clear out and improve the navigation of the Chattahoochee river above the Western and Atlantic Railroad, and for other purposes therein named.

Mr. Felton moved to suspend the Order, to introduce a Resolution.

The Order was suspended, and Mr. Felton offered a Resolution, tendering the use of the Representative Chamber to Rev. Thomas L. Hamner, Agent of the American Sun-



day School Union, for the purpose of delivering an address on to-morrow afternoon, on the subject of Sunday Schools; the same was taken up and agreed to.

Mr. Floyd, from the Committee on Finance, to whom was referred the Message of His Excellency, the Governor, in reference to an act supplemental to the General Tax Act, reported to the House, a Bill supplementary to an act entitled an act to levy and collect a tax for the political years 1852 and 1853, approved January 9th, 1852;

Which was read the first time.

On motion of Mr. Bartow, 150 copies of the Report of the Senate Committee on the Judiciary, on the memorial of the Legislature of Tennessee, were ordered to be printed.

On motion of Mr. Atkinson, 150 copies of the Governor's Message relative to the tax law passed by the General Assembly, and his recommendation of a supplemental tax law, were ordered to be printed.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment.

Mr. Langmade moved to suspend the Order, and take up a message of the Senate;

Which motion was lost.

The House took up the Report on the Bill to incorporate the Columbus and West Point Railroad or Plank Road Company, and to punish persons for violating the same, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to incorporate the Talbotton Railroad Company.

Mr. Trippe moved to amend the Bill by inserting after the words, "Muscogee Railroad Company," the words, "except as to taxation;

Which motion prevailed.

The Report, as amended, was then agreed to.

The Bill was read the third time and passed.

The House took up the Report on the Bill to amend the Claim Laws of this State.

The Judiciary Committee moved to amend the same, by striking out in the 4th line of the 1st section, the word

“hereafter,” and insert “from and after the first day of April next;”

Which motion prevailed.

Mr. Thurmond moved to postpone the Bill indefinitely.

Pending the discussion thereon,

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER:—The Senate has receded from its amendment to the Bill of the House to change the boundary line of the county of Thomas, so as to add lot of land No. 110, in the 10th district of Baker county, adjoining the present line of the county of Thomas, to the county of Thomas, and other counties therein named.

The Senate insists on its amendment to the Bill of the House to prescribe the mode of compensating the Jurors of the Superior and Inferior Courts of the counties of Lumpkin, Habersham and Murray, to which the House had disagreed.

The Senate insists upon its amendments to the Bill of the House, to amend an act entitled an act to amend an act to incorporate the South-Western Railroad Company, with power to extend branches to Albany, in the county of Baker, and Fort Gaines in the county of Early, or points below those place on the Chattahoochee and Flint rivers, and to punish those who may willfully injure the same, assented to December 27th, 1845, and for other purposes, approved February 23d, 1850, to which the House had disagreed, and I am directed to inform the House forthwith of the same.

The question then recurred on the motion to postpone indefinitely, and the same prevailed.

The House took up the Report on the Bill to authorize attorneys at law in this State, to join persons together in the holy state of matrimony.

Mr. Chastain moved to postpone the same indefinitely;

Which motion prevailed.

The House took up the Report on the Bill to add an additional article to the Constitution of this State, and on motion of Mr. Robinson, of Macon, the same was indefinitely postponed.

The House went into Committee of the Whole, Mr. Barnett, of Butts in the Chair, on the Bill to appropriate money for making useful and necessary improvements in connection with the Lunatic Asylum, and having spent some time therein, the Committee rose and reported the same back to the House without amendment.

The Report was taken up.

Mr. Tift moved to amend the same by striking out the word “fifty thousand;”

Which motion prevailed.

Mr. Hendricks moved to fill the blank with the word "forty thousand eight hundred ;

Which motion was lost.

Mr. Felton moved to fill the blank with the words "thirty-four thousand ;"

Which motion was lost.

Mr. Trippe moved to postpone the Bill and amendments till Monday next, and make it the Special Order for that day ;

Mr. Harris, of McIntosh, moved to postpone the Bill, and make it the Special Order of the Day for Tuesday next ;

Which motion was lost.

Mr. Harris, of McIntosh, then moved to postpone and make it the Special Order for Wednesday next ;

Which motion was lost.

Mr. Irvin, of Wilkes, moved to postpone the Bill indefinitely ;

Which motion was lost.

Mr. Mobley, of Harris, then moved to fill the blank with the sum of "twenty-eight thousand ;

Which motion was lost.

Mr. Felton then moved to fill the blank with the sum of "twenty-four thousand eight hundred ;

Whereupon, on the call of Mr. Anderson, of Franklin, and the second of Mr. Byrd, the yeas and nays, were recorded and are—yeas 55, nays 53.

Those voting in the affirmative, are Messrs.

Armstrong,  
Atkinson,  
Bartow,  
Barnett, of Henry,  
Baugh,  
Bloodworth,  
Cameron, of Chattooga,  
Castens,  
Clark, of Oglethorpe,  
Clark, of Stewart,  
Cobb, of Dooley,  
Culler,  
Daniel,  
Dawson, of Greene,  
Edwards,  
Erwin, of Forsyth,  
Fannin,  
Felton,

Holland,  
Hussey,  
Jackoway,  
Latimer, of Cobb,  
Loveless,  
Milledge,  
Mobley,  
Moreland,  
Morel,  
Morris,  
Pierce,  
Price,  
Richardson,  
Roberts,  
Robinson, of Macon,  
Scarlett,  
Smith, of Coweta,  
Staten,

Floyd,	Thornton,
Gilmore,	Tift,
Harrison,	Trippe,
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Wall,
Harper,	Wofford,
Hendrick,	Woodward,
Henly,	Wooldridge,
Henry,	Wynn, of Oglethorpe.
Hill,	

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Lane,
Anderson, of Wilkes,	Langmade,
Bailey,	Latimer, of Warren,
Barr,	Lewis,
Barnett, of Butts,	Lochlin,
Bellinger,	Lowe,
Blackwell,	McAfee,
Born,	McFarland,
Brinson,	McLain,
Bulloch,	Merrell,
Byrd,	Moon,
Cameron, of Telfair,	Nasworthy,
Cannon,	Patterson,
Carr,	Perkins,
Chastain,	Pickett,
Christie,	Raulerson,
Dorminy,	Reeves,
Dyer,	Robinson, of Laurens,
Fowler,	Seward,
Fuller,	Stephens,
Gardner,	Sumner,
Gilbert,	Thurmond,
Grant,	Tillman, of Appling,
Gray,	Tillman, of Tattnall,
Irwin, of Wilkes,	Watts,
Janes,	Williford.
Knox,	

So the motion prevailed.

Mr. Fannin moved to amend by adding the following proviso to the 1st section, to wit:

*Provided*, That all contracts for buildings and improvements, contemplated by this act, shall be subject to letting by sealed proposals, after being advertised for four months previous to such letting, in place of the principal Gazettes

of this State, to be selected by the Governor.

Mr. Harris of McIntosh, moved to amend by striking out the word "four," and inserting "two;"

Which motion prevailed.

The Proviso as amended was agreed to.

Mr. Seward moved to amend by a further proviso to wit:

*And Provided, also,* That the debts of said institution be paid out of said sum;

Which motion prevailed.

Mr. Seward moved further to amend by the following additional section, to wit:

*And be it further enacted,* That the convicts in the Penitentiary, shall be employed in constructing such works as they or any of them may be competent to perform, and that the work done by said convicts shall be credited to the Penitentiary, and the amount of their labor paid over to the Principal Keeper thereof;

Which was received.

Mr. Tift moved to amend by inserting after the words "twenty-four thousand eight hundred," the following words to wit: "for dormitories \$5,000, for buildings for convalescents, \$8,000, for the means of providing ample supplies of water \$2,000, for procuring engine and fixtures \$2,000, for work shop and tools \$2,000 for a chapel \$1,000, for copper pipes, &c., \$500, for wall \$2,000, to supply deficit for completing buildings \$1,800;

Which motion was lost.

Mr. Seward moved to amend the Bill, by inserting after the words "twenty-four thousand dollars," the words, "or so much thereof as is necessary;"

Which motion prevailed.

The Report as amended was then agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr.

and the second of Mr. , the yeas and nays were required to be recorded, and are—yeas 56, nays 50.

Those who voted in the affirmative, are Messrs.

Armstrong,	Holland,
Atkinson,	Hussey,
Bailey,	Jackoway,
Bartow,	Latimer, of Cobb,
Barnett, of Henry,	Loveless,
Baugh,	McFarland,
Bloodworth,	Milledge,
Cameron, of Chattooga,	Mobley,
Castens,	Moreland,

Clark, of Oglethorpe,	Morel,
Clark, of Stewart,	Morris,
Culler,	Perkins,
Daniel,	Pierce,
Dawson, of Greene,	Price,
Edwards,	Richardson,
Erwin, of Forsyth,	Roberts,
Fannin,	Scarlett,
Felton,	Smith, of Coweta,
Floyd,	Staten,
Gilmore,	Thornton,
Harrison,	Tift,
Harris, of Clarke,	Tillman, of Appling,
Harris, of McIntosh,	Trippe,
Harper,	Waldhour,
Hendrick,	Wofford,
Henly,	Woodward,
Henry,	Wooldridge,
Hill,	Winn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Knox,
Anderson, of Wilkes,	Lane,
Barr,	Langmade,
Barnett, of Butts,	Latimer, of Warren,
Bellinger,	Lewis,
Blackwell,	Lochlin,
Born,	Lowe,
Brinson,	McAfee,
Bulloch,	McLain,
Byrd,	Merrell,
Cannon,	Moon,
Carr,	Nasworthy,
Chastain,	Patterson,
Christie,	Pickett,
Cobb, of Dooly,	Raulerson,
Dorminy,	Reeves,
Dyer,	Robinson, of Laurens,
Fowler,	Robinson, of Macon,
Fuller,	Seward,
Gardner,	Sumner,
Gilbert,	Thurmond,
Grant,	Tillman, of Tattnall,
Gray,	Wall,
Irvin, of Wilkes,	Watts,
Janes,	Williford.

So the Bill was passed.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER: The Senate has agreed to the Report of the Joint Committee of Conference, in relation to the amendments of the Senate to certain Bills of the House, and I am directed to inform the House forthwith of the same.

On motion of Mr. Dawson, of Greene, Messrs. Stephens and Irwin, of Wilkes, were added to the Committee on the State of the Republic.

The House adjourned until 7 o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment.

On motion of Mr. Seward, Mr. Tift was added to the Committee on the State of the Republic.

Mr. Gardner, from the Committee on Enrolment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit :

An Act, for the relief of James Gibson, of the county of Wilkinson, and to authorize and require the Governor to draw his warrant upon the Treasurer, in favor of said Gibson, or his Agent for the sum of Nineteen Hundred and Two Dollars and Two Cents ;

Also, An Act to extend all the provisions of the Act entitled an Act, to amend the several Acts now in force regulating the fees of Magistrates and Constables, in the State of Georgia, so far as relates to the county of Chatham, and to provide for the mode of collecting the same, approved, December 19th, 1849 ; and also, the Act entitled an Act, to amend the several Acts, relating to Justices' Courts, so far as regards the county of Chatham, approved, December 19th, 1847, to the county of Effingham, &c.;

Also, an Act to change the line between the counties of Cass and Floyd, between the counties of Paulding and Cobb, between the counties of Walker and Gordon, between the counties of Cass and Paulding, between the counties of Murray and Gordon, between the counties of Cass and Gordon, between the counties of Thomas and Baker, and between the counties of Floyd and Polk ;

Also, the following Act, originating in the Senate, to wit :

An Act to fix and regulate the time for holding the Superior Courts, in the Macon Circuit, &c.

Under the motion suspending the Rule to take up a message of the Senate insisting on this amendment to the Bill of the House, appropriating money for the improvement of the navigation of the Ocmulgee, Oconee and Altamaha rivers, &c., Mr. Seward offered the following Resolution, to wit:

*Resolved*, That a Committee of five be appointed to confer with such Committee as may be raised by the Senate, in reference to a Bill originating in this House, and to confer with each other, as to the message from the Senate, to insisting said Bill, to wit:

A Bill to appropriate money to remove the obstructions in the Altamaha, Ocmulgee and Oconee rivers, and the same was taken up and agreed to.

On motion of Mr. Milledge, the Order was suspended, and the House took up the message of the Senate insisting on its amendments to the Bills of the House, for the relief of William G. Jacobs, of the county of Gwinnett, and Adaline E. Waller, formerly Adaline E. Flowers, of the county of Troup, and the Bill to compensate the Grand and Petit Jurors, of the counties of Lumpkin, Habersham and Murray;

On motion of Mr. Milledge, they were allowed to be referred to the Committee of Conference, to be appointed under the Resolution of Mr. Seward, just agreed to.

The Committee appointed by the Chair, on the part of the House, were Messrs. Seward, Thurmond, Irvin of Wilkes.

The House took up the Report on the Bill to compel the Receivers of Tax Returns of the several counties in this State, to require persons giving in their taxable property to give in the number of all lots of land belonging to them and the district and county in which said land is situated, and for other purposes.

Mr. Bloodworth moved to amend the same by the following additional section, to wit:

*Be it further enacted*, That nothing contained in this Act shall be so construed as to extend to any land surveyed under "headright," nor shall any return be refused by a Receiver of Tax Returns, for want of the name of any county where the number, district and section, where said land is situated is given.

Mr. Floyd moved to postpone the Bill indefinitely.

Whereupon, on the call of Mr. Chastain, and the second of Mr. Bloodworth, the yeas and nays were required to be recorded, and are—yeas 46, nays 51.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,  
Armstrong,

Hill,  
Irvin, of Wilkes,



Atkinson,	Janes,
Bailey,	Lane,
Barr,	Langmade,
Baugh,	Lewis,
Bellinger,	Lowe,
Bulloch,	McAfee,
Byrd,	McComb,
Cannon,	McLain,
Clark, of Oglethorpe,	Morel,
Clark, of Stewart,	Mobley,
Dawson, of Greene,	Nasworthy,
Dawson, of Putnam,	Perkins,
Edwards,	Price,
Felton,	Reeves.
Floyd,	Richardson,
Fuller,	Robinson, of Laurens,
Gilbert,	Robinson, of Macon,
Hackney,	Thurmond,
Harper,	Williford.
Hendrick,	Woodward,
Henly,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Barnett, of Butts,	Latimer, of Warren,
Barnett, of Henry,	Loveless,
Blackwell,	McFarland,
Bloodworth	Milledge,
Cameron, of Chattooga,	Merrell,
Cameron, of Telfair,	Moon,
Carr,	Moreland,
Chastain,	Morris,
Cobb, of Dooly,	Pickett,
Culler,	Pierce,
Daniel,	Raulerson,
Dorminy,	Roberts,
Dyer,	Scarlett,
Erwin, of Forsyth,	Seward,
Fannin,	Staten,
Fowler,	Stephens,
Gardner,	Sumner,
Grant,	Thornton,
Gray,	Tift,
Harrison,	Trippe,
Harris, of Clarke,	Waldhour,
Henry,	Watts,
Hussey,	Wofford,
Jackoway,	Wooldridge.
Latimer, of Cobb,	

So the motion was lost.

The question then recurred on the amendment offered by Mr. Bloodworth;

The same was received.

Mr. Thurmond, moved to amend by striking out all that part of the Bill requiring the Comptroller General to issue a circular;

Which motion prevailed.

Mr. Atkinson, moved by the following, as an additional section, to wit:

*Be it further enacted*, That the provisions of this Act, shall apply to persons residing in the county of Pike;

Pending the vote thereon—the following message was received from the Senate by Mr. Glenn, their Secretary:

MR. SPEAKER: The Senate has concurred in the Resolution of the House, appointing a Committee of Conference, in relation to the amendments of the Senate, to the following Bills of the House:

A Bill to appropriate money to improve the navigation of the Altamaha, Ocmulgee, and Oconee rivers, and to appoint Commissioners for the same;

A Bill for the relief of Wm. G. Jacobs, of Gwinnett county, and Adaline E. Waller, of Troup county;

A Bill to prescribe the mode of compensating the Jurors of the Superior and Inferior Courts, of the counties of Lumpkin, Habersham, and Murray;

A Bill to amend an Act, entitled an act to amend an act to incorporate the South-western Rail Road, &c.;

And have appointed as a Committee on their part, Messrs. Moore, Bethune, Tumlin, Knight, and Calhoun, and I am directed to inform the House forthwith, of the same.

The question then recurred on the amendment offered by Mr. Atkinson;

By unanimous consent, Mr. Atkinson withdrew his amendment.

Mr. Bloodworth, moved to postpone the Bill for the present;

Which motion was lost.

Mr. Robinson, of Laurens, moved to postpone the Bill, and make it the Special Order of the Day, for the 10th day of March next;

Which motion prevailed.

Mr. Gardner, from the Committee on Enrolment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Act, to wit:

An Act to change the boundary line between the counties of Thomas and Baker, Lowndes and Thomas, Baker and

Randolph, Hall and Gwinnett, Telfair and Irwin, and Meriwether and Coweta.

Also, an Act, originated in the Senate, to wit :

An Act to appoint the time of holding the Superior Courts, in the Blue Ridge and Cherokee Circuits, and to legalize and make valid, all writs, executions and other processes, made returnable to the Superior Courts of the several counties in said Circuits, at the times at which said Courts have heretofore been held, and for other purposes.

The House took up the Report on the Bill, to amend an Act entitled an act, to abolish, change and establish new election precincts, &c.

On motion of Mr. Trippe, the same was passed over for the present.

The House took up the Report on the Bill, to incorporate the Fire Company of the city of Rome, to be known by the name and style of the Oostanaula Fire Company, No. One, and to grant to them, certain privileges and exemptions, and to authorize the Mayor and Aldermen of said city, to levy and collect a tax for the establishment and maintenance of a Fire Department in said city, and agreed thereto. The Bill was read the third time and passed.

The House took up the Report on the Bill, to change the time and place, of holding the Supreme Court of the State of Georgia, in the Second Supreme Court Judicial District.

Mr. Harper moved to amend the same, by inserting, after the words, "fourth Monday in July," the words, "in each year," and by striking out the words, "in each," after the words "second Monday ;"

Which motion prevailed.

The Report as amended was then agreed to.

The Bill was read the third time and passed under the title thereof.

The House went into Committee of the whole, Mr. Tift in the Chair, on the Bill to incorporate sundry Divisions, Lodges, &c., therein named, and having spent some time therein, the Committee rose and reported the Bill back to the House with amendments ;

The Report was taken up.

Mr. Baugh moved the House do now adjourn ;

Which motion was lost.

The question then recurred on agreeing to the report of the Committee of the Whole.

The Committee moved to strike out the 15th section of the Bill ;

Which was agreed to.

Mr. Chastain moved the House do now adjourn, whereupon, on the call of Mr. Chastain and the second of Mr. Gray,

the yeas and nays were required to be recorded, and are—yeas 14, nays 74.

Those voting in the affirmative are Messrs.

Armstrong,	Dawson, of Putnam,
Atkinson,	Dorminy,
Bellinger,	Gardner,
Brinson,	Gray,
Carr,	Harris, of Clark,
Chastain,	Henry,
Clark, of Oglethorpe,	Morris.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Latimer, of Cobb,
Anderson, of Wilkes,	Latimer, of Warren,
Bailey,	Lewis,
Bartow,	Lochlin,
Barr,	Lowe,
Barnett, of Butts,	McAfee,
Barnett, of Henry,	McFarland,
Baugh,	McLain,
Blackwell,	Milledge,
Bloodworth,	Moon,
Byrd,	Mobley,
Cameron, of Chattooga,	Moreland,
Cannon,	Morel,
Clark, of Stewart,	Nasworthy,
Cobb, of Dooly,	Perkins,
Culler,	Pickett,
Daniel,	Pierce,
Dyer,	Price,
Edwards,	Raulerson,
Erwin, of Forsyth,	Reeves,
Fowler,	Richardson,
Gilbert,	Robinson, of Macon,
Grant,	Scarlett,
Hackney,	Seward,
Harrison,	Staten,
Harper,	Stephens,
Hendrick,	Sumner,
Henly,	Thornton,
Hill,	Thurmond,
Holland,	Tift,
Hussey,	Tillman, of Appling,
Irwin, of Wilkes,	Tillman, of Tattnall,
Jackoway,	Trippe,
Janes,	Waldhour,
Knox,	Williford,

Lane,  
Langmade,

Wooldridge.  
Wynn, of Oglethorpe.

The House refused to adjourn.

The question then again recurred on agreeing to the Report of the Committee of the Whole, and the same was agreed to.

The Bill was read the third time and passed under title thereof, as amended.

Mr. Seward from the joint Committee of Conference, laid on the table the following Report :

The Joint Committee of Conference, to whom was referred, a Bill to be entitled an Act, to appropriate money to improve the navigation of the Altamaha, Ocmulgee and Oconee rivers, and to appoint Commissioners for the same, report that they have had the message of the Senate, under consideration, and recommend that the Senate recede from its amendment to said Bill.

Also, recommend that the House concur in the amendment of the Senate to the Bill, entitled an Act for the relief of William G. Jacobs, of the county of Gwinnett, and others.

Also, recommend that the House concur in the amendment of the Senate, to the Bill to be entitled an Act to prescribe the mode of compensating the Jurors of the Superior and Inferior Courts, of the counties of Lumpkin, Habersham and Murray, out of courtesy to the President of the Senate.

Also, recommend that the House concur in the amendment of the Senate to the Bill, entitled an Act to amend an act entitled an act, to amend an act to incorporate the South-western Rail Road Company, with power to extend branches to Albany, in the county of Baker, and Fort Gaines, in the county of Early, or to points below those places, on the Chattahoochee and Flint rivers, and to punish those who may wilfully injure the same.

The House then adjourned until half past 9 o'clock, Monday morning.

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MONDAY, JAN. 12, 1852.

The House met pursuant to adjournment.

The House took up the Special Order of the Day which was the following Preamble and Resolutions, to wit :

Whereas, one of the first and highest obligations of government, is to preserve unimpaired its public credit, meet-

ing with promptness and punctuality the payments of its debts; And, whereas, the State of Georgia has by a solemn act of the Legislature, pledged its public treasury to the reduction of its public debt of seventy-five thousand dollars, annually; And, whereas, the payment of interest amounting to one hundred and ninety-six thousand dollars, and that debt now contracted is demanded alike by every obligation of national faith and duty; And, whereas, the expenditures and the appropriations for the support of government and other appropriations already passed the House of Representatives, exceed the income of the government during the present year upwards of two hundred and thirty thousand dollars, creating a deficiency for that amount; to the end that the State of Georgia may escape the disgrace of repudiation—

*Be it Resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met,* That His Excellency the Governor, be requested, in paying the appropriations of the present Legislature, to cause a sum sufficient to pay the annual reduction and interest on the public debt, to be first set aside, then that he pay the appropriations for the support of government, and postpone all other appropriations made by this Legislature, until the foregoing charges on the treasury, shall be satisfied.

On motion of Mr. Floyd, the preamble was stricken out, and the following inserted in lieu thereof, to wit:

Whereas, one of the first and highest obligations of a government is to preserve unimpaired its public credit, meeting with promptness and punctuality, the payment of its debts; And, whereas, the State of Georgia has by a solemn act of the Legislature, pledged its public treasury to the reduction of its public debt, of Seventy Thousand Dollars, annually; and, whereas, the appropriations already passed the House of Representatives exceed the income of the government during the present year, Therefore—

Pending the discussion, or agreeing to the Preamble and Resolutions—

The following message was received from the Senate by Mr. Glenn, their Secretary:

MR. SPEAKER: The Senate has passed the following Bills:

A Bill to amend an Act to incorporate the city of Columbus, and to prescribe the powers and duties of the City Guard.

Also, a Bill to incorporate a Bank in the city of Columbus, to be called the Manufacturers' and Mechanics' Bank of Columbus.

The Senate has agreed to a Report from the Committee on

the Judiciary, in relation to the memorial of the Tennessee Legislature, to which they ask the agreement of the House.

The Senate has also concurred in the Resolution of the House, appointing a Joint Committee to fix a day for the adjournment of the Legislature, and have appointed as a Committee on their part, Messrs. Flewellen, Reed, and Day.

The question then recurred on agreeing to the Preamble and Resolution as amended.

Mr. Meriwether moved to postpone the same for the present; which motion prevailed.

Mr. McFarland moved to suspend the Order to introduce a Resolution.

Which motion prevailed.

Mr. McFarland offered the following Resolution, to wit:

*Resolved*, That hereafter, when this House adjourn, it shall adjourn to meet at half after 2, P. M., instead of 3 o'clock, P. M., and half after 6, P. M., instead of 7 o'clock, P. M., and 9 o'clock, A. M., instead of half after 9 o'clock, A. M.

Mr. ——— moved to amend the same by striking out all the Resolution relative to meeting at 9 o'clock, A. M.

Whereupon, on the call of Mr. Baugh, and the second of Mr. Price, the yeas and nays were recorded, and are—yeas 53, nays 61.

Those voting in the affirmative, are Messrs.

Armstrong,	Hussey,
Atkinson,	Jackoway,
Barlow,	Lane,
Bellinger,	Langmade,
Born,	Latimer, of Cobb,
Bulloch,	Lochlin,
Cameron, of Telfair,	McComb,
Cannon,	Moon,
Castens,	Morehouse,
Christie,	Morel,
Clark, of Oglethorpe,	Morris,
Dawson, of Greene,	Phillips,
Dawson, of Putnam,	Powell,
Dyer,	Richardson,
Edwards,	Roberts,
Erwin, of Forsyth,	Russell,
Felton,	Smith, of Coweta,
Fowler,	Stephens,
Fuller,	Thurmond,
Gilbert,	Tift,
Gilmore,	Tillman, of Appling,

Hackney,	Trippe,
Harris, of Clarke,	Wofford,
Harris, of McIntosh,	Woodward,
Harper,	Wooldridge,
Henry,	Wynn, of Oglethorpe.
Hill,	

Those voting in the negative are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Latimer, of Warren,
Anderson, of Wilkes,	Lewis,
Bailey,	Loveless,
Barr,	Lowe,
Barnett, of Butts,	McAfee,
Barnett, of Henry,	McFarland,
Baugh,	McLain,
Bivins,	Merrell,
Blackwell,	Mobley,
Bloodworth,	Nasworthy,
Brinson,	Perkins,
Byrd,	Pickett,
Cameron, of Chattooga,	Pierce,
Carr,	Price,
Chastain,	Ramsay,
Clark, of Stewart,	Raulerson,
Cobb, of Dooly,	Reeves,
Culler,	Robinson, of Laurens,
Daniel,	Robinson, of Macon,
Dorminy,	Seward,
Fannin,	Smith, of Hancock,
Floyd,	Staten,
Gardner,	Sumner,
Grant,	Thornton,
Hall,	Tillman, of Tattnall,
Harrison,	Waldhour,
Hendrick,	Wall,
Henly,	Watts,
Holland,	Williford.
Irvin, of Wilkes,	

So the motion to strike out was lost.

Mr. McFarland moved, the "previous question."

Mr. Chastain moved the indefinite postponement of the Resolution.

The question was then first propounded, "Shall the main question be now put?"

And the same was decided in the negative.

The main question was then laid over a day.



The House then took up the Special Order of the Day, which was the reconsidered Bill to prohibit the importation of Slaves into this State, &c.

Mr. Seward moved the "previous question."

The Chair decided that when the "previous question" has been refused, and the question under consideration goes over to the next day, the "previous question" cannot be moved on the second day so as to prevent a consideration of the subject by the House. There must be some intervening consideration, to justify the "previous question."

Mr. Hill then moved to recommit the Bill for the purpose of amendment;

Which motion was lost.

The question then recurred on the passage of the Bill.

Mr. Trippe moved the "previous question," and on the question, pending the motion thereon, the House adjourned until 3 o'clock, P M.

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### THREE O'CLOCK, P M.

The House met pursuant to adjournment, and proceeded with the unfinished business of the morning, which was the pending motion for the "previous question" on the passage of the Bill prohibiting the importation of Slaves into this State, &c., and the point of Order raised by Mr. Bartow, whether, on the call for the "previous question" the Speaker should not propound this question.

The House took up the Report on the Bill to lay out a new county from the counties of Jasper, Newton and Morgan, and on motion, the same was postponed indefinitely.

The House took up the Report on the Bill to establish lost papers in Justices' Courts in this State, and for other purposes therein specified, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to regulate the practice in Courts of Law and Equity, and to define the powers of the same.

The Committee on the Judiciary moved to amend by striking out the second item in the first section;

Which motion prevailed.

The Committee moved also to amend by striking out in the fifth line of the second section, the words "enclosed and tillable land," and insert in lieu thereof the words "real estate;"

Which motion prevailed.

The Committee moved further to amend by striking out the third section ;

Which motion prevailed.

Mr. Clark, of Stewart, moved further to amend by adding the following to the first section, to wit :

“ And all answers may be amended at the first term at which they are filed, under the same rules and restrictions as other amendments to proceedings in Equity ; ”

Which motion was lost.

The Report as amended was then agreed to.

The Bill was read the third time and passed.

The House went into Committee of the Whole, Mr. Seward in the Chair, on the Bill for the relief of X. G. McFarland, of the county of Walker, and having spent some time therein, the Committee rose and reported the Bill back to the House without amendment.

The Report was taken up and agreed to.

The Bill was read the third time and passed.

The House took up the Report on the Bill to authorize the Justices of the Inferior Court of the county of Cherokee to examine the Tax Collector's Insolvent list, and on motion of Mr. Dyer the same was passed over for the present.

The House took up the Report on the Bill to protect the citizens of this State from danger, by the running at large of lunatic or insane slaves ; and Mr. Barlow offered the following as a substitute in lieu thereof, to wit :

A Bill to protect the citizens of this State from danger by the running at large of lunatic and insane slaves, or free persons of color.

Mr. Perkins moved to amend the same by adding the following proviso, to wit : “ *Provided*, That five days' notice of said trial is given to the owner or guardian of said slave or free person of color ; ”

Which was received.

Mr. Russell moved to amend the same by inserting after the word “ Sheriff,” the words “ or Deputy Sheriff or Constable of said county ; ”

Which motion prevailed.

Mr. Trippe moved further to amend said substitute by inserting after the words “ shall be,” the words “ but of any property that the guardian of said free person of color may hold as such guardian, for which a *fi. fa.* may issue, and on a return of no property shall ; ”

Which motion prevailed.

Mr. Russell moved further to amend by striking out in the fourth section the word “ four ; ”

Which motion was lost.

The substitute as amended was then received.

The Report as amended was then agreed to.

The Bill was read the third time and passed.

The House took up the Report on the Bill to repeal an Act approved, 22d February, 1850, entitled an Act to authorize and require the Sheriffs, Coroners, Clerks of the Superior and Inferior, and Courts of Ordinary, in the several counties in this State, to advertise in certain newspapers, so far as the same relates to the county of Elbert, and agreed there to.

The Bill was read the third time and passed.

The House took up the Report on the Bill to amend an Act entitled an Act, to alter and amend the several Acts in relation to itinerant traders, &c., and agreed thereto.

Mr. Wofford moved to postpone the Bill indefinitely;

Which motion was lost.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Wofford, and the second of Mr. Barnett of Henry, the yeas and nays were required to be recorded, and are—yeas 50, nays 56.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Langmade.
Anderson, of Wilkes,	Latimer, of Warren,
Atkinson,	Lewis,
Barlow,	Lochlin,
Bivins,	Lowe,
Bloodworth,	McAfee,
Brinson,	McLain,
Carr,	Milledge,
Clark, of Stewart,	Moreland,
Cobb, of Dooly,	Morel,
Culler,	Patterson,
Daniel,	Perkins,
Dawson, of Putnam,	Ramsay,
Fannin,	Reeves,
Floyd,	Richardson,
Gardner,	Roberts,
Gilmore,	Robinson, of Macon,
Hackney,	Scarlett,
Harrison,	Seward,
Harper,	Smith, of Hancock,
Hendrick,	Thornton,
Hussey,	Tillman, of Tattnall,
Irwin, of Wilkes,	Williford.
Knox,	Woodward,
Lane,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Allred,

Henley,

Armstrong,	Holland,
Bailey,	Jackoway,
Bartow,	Latimer, of Cobb,
Barr,	McComb,
Barnett, of Butts,	McFarland,
Barnett, of Henry,	Merrell,
Baugh,	Moon,
Bellinger,	Mobly,
Blackwell,	Morris,
Born,	Nasworthy,
Bulloch,	Phillips,
Byrd,	Pickett,
Cameron, of Chattooga,	Pierce,
Cameron, of Telfair,	Price,
Cannon,	Raulerson,
Castens,	Russell,
Chastain,	Smith, of Coweta,
Dorminy,	Staten,
Dyer,	Stephens,
Erwin, of Forsyth,	Sumner,
Felton,	Tift,
Fuller,	Tillman, of Appling,
Gilbert,	Trippe,
Grant,	Waldhour,
Gray,	Watts,
Harris, of Clarke,	Wofford,
Harris, of McIntosh,	Wooldridge.

The Bill was lost.

The House Went into Committee of the whole, Mr. Wofford in the Chair, on the Bill to compensate certain persons therein named, for pursuing and arresting James Williams, charged with murder, &c., and having spent some time therein, the Speaker resumed the Chair, and the following message was received from the Senate, by Mr Glenn, their Secretary—

MR. SPEAKER: The Senate has passed the following Bill:

A Bill to add an additional section to the Act supplementary to the Act for the appointment of county officers, approved December 4, 1799.

The Senate has also passed the following Bills of the House of Representatives:

A Bill to extend and define the corporate limits of the town of Greenville, in the county of Meriwether to provide for the election of Intendant and Commissioners for the same, to define their powers, and for other purposes therein named;

Also a Bill to change the line between the counties of Campbell and Fayette, so as to include the residences of

John Griffin and Thomas S. Roberts, now of the county of Fayette, in the county of Campbell ;

Also, a Bill to compensate the Grand and Petit Jurors, in certain counties therein named, and to provide for the payment of the same ;

Also, a Bill to change the name of the public site in the county of Clinch ;

Also, a Bill to incorporate the Sparta Hotel Company ;

Also, a Bill to regulate the mode of electing Constables, in the city of Savannah ;

Also, a Bill to repeal an Act consolidating the offices of Tax Collector and Receiver, in the county of Cherokee, and to better provide for paying Jurors in said county ;

Also, a Bill for the relief of Thomas B. Andrews, and Thomas M. Murray, teachers of poor children, of the county of Early, for the years 1844, 1846, 1847, and 1848 ;

Also, a Bill to keep open, remove, and prevent obstructions to the free passage of fish, &c., in the Hiwassee River, from the North Carolina line, to Osborn's Mills, in the county of Union, State of Georgia ;

Also, a Bill to change the name of the La Grange Female Collegiate Seminary ;

Also, a Bill to allow Augustus H. Anderson, and Moses P. Green, to erect a bridge across Ogeechee River, in Burke and Emanuel counties ;

Also, a Bill to authorize John W. Duncan to plead and practice law in the several Courts of Law and Equity, in this State, on certain conditions therein named ;

Also, a Bill to amend an Act, entitled an Act to amend the several Acts now in force, regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the county of Chatham, approved December 19th, 1849, so as to include the Magistrates and Constables of the county of Baldwin, and to provide for the collection of the same ;

Also, a Bill to authorize the Treasurer of Pike county, or the Treasurer of the Poor School Funds of said county, to pay over to L. E. Stubbs, or his lawful representative, the sum of money therein named, and to authorize the Treasurer or person having control of the Poor School Funds, to pay over in Cherokee county, to Achillius Foster, and James McDaniel, William Knox, and John Holcomb, the amount due them for teaching, in the years 1850, and 1851 ;

Also, a Bill to repeal an Act to authorize the citizens of McIntosh county, to elect Commissioners of Pilotage, for the port of Darien, and regulate the fees of the same, approved January 18th, 1850, and for the purpose of altering the time, mode, and manner, of electing said Commissioners, and for other purposes.

The Senate has also passed the following Bills of the House, with amendments, to which they ask the concurrence of the House of Representatives :

A Bill to amend the road laws of this State, so far as respects the county of Columbia;

Also, a Bill to alter and amend an Act entitled an Act to alter and amend an Act, for the better regulation of the town of Monticello, in the county of Jasper, and to extend the limits of the town of Forsyth, and to authorize the Commissioners to pay a Marshal;

Also, a Bill to incorporate the Central Female College, under the care of the Methodist Protestant Church, Georgia District, located in Culloden;

Also, a Bill to appropriate money for the support of the Government, for the political years 1852 and 1853.

Mr. Wofford, of the Committee, again resumed the Chair, on the Bill last under consideration, and having spent some time therein, the Committee rose and reported the same back to the House, with amendments;

The Report was taken up.

The Committee moved to amend by the following additional section, to wit :

*And be it further enacted,* That the sum of One Hundred Dollars, be and the same is hereby appropriated to John Mullens, of Munroe, the same having been paid by him as a reward for the arrest of Alfred Cranford, charged with the offence of murder, and that the Treasurer be and he is hereby authorized to pay the same to Jno. L. Woodward, Representative from said county;

Which was received.

Mr. Merrell moved to amend the same, by giving a sum of money to John W Wood, for the apprehension of a slave, who had murdered a citizen;

Which motion was lost.

The report of the Committee of the Whole, as amended was agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Gardner, and the second of Mr. — the yeas and nays were required to be recorded, and are—yeas 61, nays 43.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	Janes,
Armstrong,	Langmade,
Atkinson,	McFarland,
Barr,	McLain,
Barnett, of Henry,	Milledge,
Bivins,	Merrell,
Blackwell,	Nasworthy,

Bloodworth,	Patterson,
Born,	Perkins,
Brinson,	Pierce,
Cameron, of Chattooga,	Ramsey,
Carr,	Raulerson,
Cobb, of Dooly,	Roberts,
Culler,	Robinson, of Laurens,
Daniel,	Scarlett,
Dawson, of Greene.	Seward,
Dorminy,	Smith, of Coweta,
Edwards,	Smith, of Hancock,
Erwin, of Forsyth,	Staten,
Felton,	Sumner,
Fuller,	Thornton,
Gilbert,	Tift,
Gilmore,	Tillman, of Appling,
Grant,	Tillman, of Tattnall,
Hall,	Trippe,
Harrison,	Waldhour,
Harris, of McIntosh,	Watts,
Henry,	Woodward,
Holland,	Wooldridge,
Hussey,	Wynn, of Oglethorpe.
Irwin, of Wilkes,	

Those voting in the negative are Messrs.

Allred,	Lane,
Anderson, of Franklin,	Latimer, of Warren,
Bailey,	Lochlin,
Barlow,	Loveless,
Baugh,	Lowe,
Bellinger,	McAfee,
Bulloch,	Moon,
Byrd,	Mobley,
Cannon,	Moreland,
Chastain,	Morell,
Clark of Oglethorpe,	Morris,
Clark, of Stewart,	Phillips,
Dawson, of Putnam,	Pickett,
Dyer,	Price,
Floyd,	Reeves,
Gardner,	Richardson,
Gray,	Robinson, of Macon,
Hackney,	Stephens,
Harper,	Thurmond,
Henly,	Wall,
Jackoway,	Wofford.
Knox,	

So the Bill was passed.

On motion of Mr. Harper, the Rule was suspended, and he, from the Special Committee, to whom was referred the subject of adjournment, *sine die*, reported the following Resolution, to wit :

*Resolved, by the Senate and House of Representatives,* That the General Assembly do adjourn *sine die*, on Thursday, the 22d instant.

Mr. Seward moved to amend the same by the following proviso, to wit :

*Provided,* The business of each House is disposed of by that time ;

Which motion was lost.

Mr. Seward moved again, to amend by striking out of the Resolution, the words "Thursday the 22d instant ;"

Which motion was lost.

Mr. Seward moved then the Resolution lie on the table for the present ;

Which motion prevailed.

Mr. Thurmond, from the Committee on Internal Improvements, to whom was referred the Memorial from the Legislature of Tennessee, made a report ;

Which was ordered to be printed without being read.

Leave of absence was granted to Messrs. McDougald, and Cobb of Harris, for the remainder of the session.

The House adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment, and went into Committee of the Whole, Mr. Price in the Chair, on the Bill to authorize the lending of money by the State of Georgia, to aid in the construction of the Georgia and Florida Rail Road, and to secure the State against loss therein, and for other purposes therein mentioned, and having spent some time therein, the Committee rose and reported the same back to the House, without amendment.

The Report was taken up—Mr. Seward moved to postpone the same, and make it the Special Order of the Day, for to-morrow ;

Which motion was lost.

Mr. Seward, then moved to postpone it for the present ;

Which motion prevailed.

The House took up the Report on the Bill, to prescribe the names in which actions of ejectment and writs of forcible entry and detainer, shall be sued out, and for other purposes therein mentioned, and agreed thereto ;

The Bill was read the third time and lost.



The House took up the Report on the Bill to exempt Henry Rowell, an invalid, in Emanuel county, from paying tax, and agreed thereto ;

The Bill was read the third time and lost.

The House took up the Report on the Bill to prevent the killing of deer, at certain periods of the year, in the counties of Marion and Talbot, and agreed thereto ;

The Bill was read the third time and lost.

The House took up the Report on the Bill to add an additional number of Trustees for Oak Ridge Academy, in the county of Talbot, and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill providing for a board of Commissioners on the Great Ogeechee river, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to organize volunteer corps in the different counties of this State, and on motion of Mr. Robinson, of Laurens, the same was passed over for the present.

The House took up the Report on the Bill to give to painters, who may paint houses in the county of Baldwin, a lien upon such houses and premises, &c.

On motion of Mr. Atkinson, the word " Bibb," was inserted in the Bill, after the word " Baldwin," wherever it occurs ;

The Report as amended was then agreed to ;

The Bill was read the third time and passed.

Mr. Seward moved to suspend the Order, to take up the report of the Committee of Conference ;

Which motion was lost.

The House took up the Report on the Bill to protect rafts and raftsmen from wanton injuries by steamboats, &c., and agreed thereto ;

The Bill was read the third time and passed.

The House went into Committee of the Whole, Mr. Gilmore in the Chair, on the Bill, for the relief of Lewis F. Harris, Administrator, on the estate of Nathaniel F. Harris, deceased, &c., and having spent some time therein, the Committee rose and reported the Bill back to the House, without amendment.

The Report was taken up, and agreed to ;

The Bill was read the third time and passed.

The House took up the Report on the Bill to incorporate the Savannah Patent Steam Brick Company, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to change the time of holding the Spring Term of the Superior Court of Clark county, &c.

Mr. Price moved to amend the same by an additional section, changing the time of holding the Inferior Court, of Floyd county;

Which was received.

Mr. Tillman, of Appling, moved to amend by an additional section changing the time of holding the Inferior Courts of Tattnall county;

Which was received.

Mr. Cameron, of Chattooga, moved further to amend by an additional section, changing the time of holding the Inferior Courts of Chattooga county;

Which was received.

The Report as amended, was then agreed to.

The Bill was read the third time and passed under the title thereof as amended.

The House took up the Report on the Bill to authorize any of the Alabama Rail Road Companies, or the State of Alabama, to extend their contemplated Rail Roads, from the line so as to intersect the Nashville and Chattanooga Rail Road, &c.

On motion of Mr. Felton, the same was postponed for for the present.

The House took up the Report on the Bill to incorporate the Dade county Turnpike Company, &c.; and on motion the same was postponed for the present.

The House took up the Report on the Bill to authorize William E. Wilson, of the county of DeKalb, to practice medicine—charging compensation therefor, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to authorize the Justices of the Inferior Court, of Early county, to require the survey and disposal of a strip of land.

Mr. Tift moved to amend the same by a section carrying out the design set forth in the caption of the Bill;

Which was received.

The Report as amended was then agreed to.

The Bill was read the third time and passed.

The House took up the Report on the Bill to compensate certain Grand and Petit Jurors, in certain counties therein named.

Mr. Bullock moved to amend the same by an additional section, compensating the Petit Jurors for services rendered in the county of Madison, &c.;

Which was received.

The Report as amended was then agreed to.

The Bill was read the third time and passed.

The House took up the Report on the Bill to authorize James C. Mulkey, to practice medicine, and charge for the same.

Mr. Mobly moved to amend the same by the following additional section, to wit:

*"And be it further enacted,* That it shall be lawful for regular graduates of any respectable Medical College to practice medicine and charge for the same ;"

Which was rejected.

Mr. Felton moved to postpone the Bill indefinitely ;

Which motion was lost.

Mr. Seward moved to amend by an additional section, allowing all physicians in the county of Thomas to practice medicine, and charge for the same.

Mr. Pickett rose to a point of order, that the amendment offered was new matter, and therefore out of order ;

The Speaker sustained the point.

Mr. Seward appealed from the decision of the Chair, and on the question, "Shall the decision of the Chair stand as the judgment of the House?" the same was affirmed.

Mr. Culler moved to amend the Bill further by the following proviso, to wit : *"Provided,* He be a regular graduate of some Medical College in the United States ;"

Which motion prevailed.

Mr. Dyer moved to postpone the Bill to the first of March next ;

Which motion prevailed.

The House took up the Report on the Bill to reduce all Acts and clauses of Acts in relation to the Militia of this State to one Act, and to alter and amend the same ;

Pending consideration thereon, the following message was received from the Governor, by Mr. Paine, his Secretary :

MR SPEAKER : The Governor has approved and signed the following Acts :

An Act to change the lines between the counties of Baker and Randolph, so as to include lot of land, No. 10, in Third of Baker, in Randolph county.

An Act to repeal a portion of the Act to compensate Petit Jurors in the county of Hancock.

An Act to incorporate Zebulon Branch Rail Road.

An Act to amend an Act to incorporate Concord Church, in the county of Tattnall.

An Act to legalise the acts of certain Deputy Clerks, of the Superior Courts, Inferior Courts, and Courts of Ordinary, of this State.

An Act compelling the Tax Receivers and Collectors of Coweta, Early, and Fayette, to visit the house or houses of all widows in said counties, before returning them as defaulters.

An Act to remove an election precinct, in the county of Talbot.

An Act to indemnify Seaborn Jones for loss sustained by him in consequence of the State selling him a fractional lot of land to which it had no title.

An Act for the relief of James Newton, of Jasper county.

An Act, to repeal an Act to compensate Petit Jurors of the Superior and Inferior Courts, so far as regards the county of Camden assented to 21st December, 1835 ;

An Act to authorize certain persons therein named to clear out and improve the navigation of Chattahoochee River, above the Western and Atlantic Rail Road, and for other purposes therein named.

An Act to incorporate Newnan Female College ;

An Act to extend the time of purchasers of fractions and square lots of land, sold under the provisions of an Act assented to 30th December 1847, to authorize the Governor to appoint fit and proper persons, to sell and dispose of the undrawn lots in the land and gold lotteries heretofore had in this State, and to limit the time for fraction purchasers to pay for and take out grants ;

An Act to provide for the election of all the Judges of the Superior Courts, by the free white people of the State of Georgia, and for other purposes therein named ;

An Act to repeal an Act, approved, December 29th 1847, to alter the line between the counties of Jones and Jasper, so as to add a part of lot, No. 44, 13th district of Jones county, to the county of Jasper ;

An Act to prescribe the manner in which the laws of this State shall be printed and published.

The House again resumed the consideration of the Bill last read, and on motion of Mr. Culler, the same was postponed for the present.

The House took up the Report on the Bill to authorize Francis Ray, of Irwin county, to practice medicine, &c., and the same was indefinitely postponed.

The House took up the Report on the Bill to authorize the collection of interest on open accounts and unliquidated demands, and agreed thereto ?

The Bill was read the third time, and lost.

The House went into Committee of the Whole, Mr. Trippe in the Chair, on the Bill to authorize the Governor to refund to purchasers of certain fractions, the amount paid therefor, and to authorize grants to issue to original purchasers, or any one holding them, and having spent some time therein, the Committee rose and reported the same back to the House, without amendment ;

The Report was taken up.

Mr. Seward moved to amend the same by the following proviso, to wit :

*Provided, That the State shall not be liable upon any grant or grants so issued, upon failure of title ;*

Which motion prevailed.

Mr. Trippe moved further to amend by the following proviso, to wit:

*And provided further,* That the applicant for the benefit of this Act, before he shall be entitled to the benefit thereof, shall make it satisfactorily appear to the Governor that his title under said grant has failed, and by virtue of a superior title in some other complainant.

Mr. Bird moved to postpone the Bill indefinitely;

Which motion prevailed.

The House took up the report on the Bill, for the benefit of purchasers of Headright Warrants, and agreed thereto;

The Bill was read the third time and passed.

The House took up the Report on the Bill prescribing the punishment to be inflicted on slaves and free persons of color, guilty of slandering and defaming the character and reputation of white persons, and for other purposes;

Mr. Trippe moved to postpone indefinitely the Bill;

Which motion prevailed.

Mr. Chastian moved the House do now adjourn;

Whereupon, on the call of Mr. Chastain, and the second of Mr. Perkins, the yeas and nays were recorded, and are—yeas 40, nays 52.

Those voting in the affirmative, are Messrs.

Armstrong,	Harris, of McIntosh,
Bartow,	Hill,
Barr,	Hussey,
Bellinger,	Irvin, of Wilkes,
B.inson,	Knox,
Bulloch,	Lane,
Cannon,	Langmade,
Castens,	Loculin,
Chastain,	Milledge,
Cobb, of Dooly,	Moon,
Daniel,	Moreland,
Dawson, of Greene,	Patterson,
Dawson, of Putnam,	Perkins,
Dorminy,	Phillips,
Erwin, of Forsyth,	Richardson,
Gilbert,	Robinson, of Laurens,
Grant,	Stephens,
Gray,	Tift,
Hackney,	Wall,
Hall,	Wooldridge.
Harris, of Clarke,	

Those voting in the negative are Messrs.

Anderson, of Franklin,	Latimer, of Warren,
Anderson, of Wilkes,	Lewis,
Atkinson,	Loveless,
Bailey,	Lowe,
Barnett, of Butts,	McAfee,
Barnett, of Henry,	McFarland,
Barlow,	McLain,
Baugh,	Mobley,
Bivens,	Morehouse,
Bloodworth,	Nasworthy,
Byrd,	Pickett,
Cameron, of Chattooga.	Price,
Clark, of Oglethorpe,	Railerson,
Culler,	Reeves,
Dyer,	Robinson, of Macon,
Felton,	Scarlett,
Floyd,	Seward,
Gardner,	Smith, of Hancock,
Gilmore,	Sumner,
Harrison,	Thornton,
Hendrick,	Thurmond,
Henly,	Tillman, of Tattnall,
Henry,	Trippe,
Holland,	Waldhour,
Janes,	Williford,
Latimer, of Cobb,	Wynn, of Oglethorpe.

Motion to adjourn was lost.

The House took up the Report on the Bill to authorize the lending of money by the State, to aid in the completion of the Muscogee Rail Road, &c.

On motion of Mr. Wooldridge, the same was postponed for the present.

Mr. Dawson, of Putnam, moved the House do now adjourn ;

Whereupon, on the call of Mr. Chastain, and the second of Mr. Perkins, the yeas and nays were recorded, and are yeas 22, nays 65.

Those voting in the affirmative, are Messrs.

Bartow,	Gray,
Barr,	Hall,
Bellinger,	Harris, of Clarke,
Bulloch,	Harris, of McIntosh,
Cannon,	Hill,
Chastain,	Lane,
Dawson, of Greene,	Moon,
Dawson, of Putnam,	Perkins,

Dyer,	Phillips,
Gilbert,	Richardson,
Grant,	Tift,

Those voting in the negative are Messrs.

Anderson, of Franklin,	Latimer, of Cobb,
Anderson, of Wilkes,	Latimer, of Warren,
Armstrong,	Lewis,
Atkinson,	Loveless,
Bailey,	Lowe,
Barnett, of Butts,	McAfee,
Barnett, of Henry,	McFarland,
Barlow,	McLain,
Baugh,	Mobley,
Bivins,	Morehouse,
Bloodworth,	Moreland,
Brinson,	Nasworthy,
Byrd,	Pickett,
Cameron, of Chattooga,	Price,
Castens,	Raulerson,
Clark, of Oglethorpe,	Reeves,
Cobb, of Dooly,	Robinson, of Laurens,
Culler,	Robinson, of Macon,
Daniel,	Scarlett,
Erwin, of Forsyth,	Seward,
Felton,	Smith, of Hancock,
Floyd,	Stephens,
Gardner,	Sumner,
Gilmore,	Thornton,
Harrison,	Thurmond,
Hendrick,	Tillman, of Tattnall,
Henly,	Trippe,
Henry,	Waldhour,
Holland,	Wall,
Irvin, of Wilkes,	Williford,
Janes,	Wooldridge,
Knox,	Wynn, of Oglethorpe.
Langmade,	

So the motion was lost.

The House took up the Report on the Bill to reduce the Sheriff's bond, of Muscogee county, from \$40,000 to \$25,000, &c.

On motion of Mr. Wooldridge, the same was postponed for the present.

Mr. Chastain moved the House do now adjourn ;

Whereupon, on the call of Mr. Barr, and the second of Mr. Chastain, the yeas and nays were recorded, and are—yeas 16, nays 63.

Those who voted in the affirmative are Messrs.

Bartow,	Dyer,
Barr,	Gilbert,
Barnett, of Butts,	Gray,
Bellinger,	Hall,
Cannon,	Harris, of McIntosh,
Chastain,	Knox,
Cobb, of Dooly,	Lane,
Dawson, of Putnam,	Perkins.

Those who voted in the negative, are Messrs.

Anderson, of Franklin,	Latimer, of Warren,
Anderson, of Wilkes,	Lewis,
Armstrong,	Loveless,
Atkinson,	Lowe,
Bailey,	McAfee,
Barnett, of Henry,	McFarland,
Barlow,	McLain,
Baugh,	Milledge,
Bivins,	Moon,
Bloodworth,	Mobley,
Brinson,	Morehouse,
Byrd,	Moreland,
Cameron, of Chattooga,	Nasworthy,
Clark, of Oglethorpe,	Pickett,
Culler,	Price,
Daniel,	Raulerson,
Erwin, of Forsyth,	Reeves,
Felton,	Robinson, of Laurens,
Floyd,	Robinson, of Macon,
Gardner,	Scarlett,
Gilmore,	Seward,
Grant,	Smith, of Hancock,
Hackney,	Stephens,
Harrison,	Sumner,
Hendrick,	Thornton,
Henly,	Thurmond,
Henry,	Tillman, of Tattnall,
Holland,	Trippe,
Irvin, of Wilkes,	Waldhour,
Janes,	Wall,
Langmade,	Wooldridge,
Latimer, of Cobb,	Wynn, of Oglethorpe.

Which motion was lost.

The House went into Committee of the Whole, Mr. Perkins in the Chair, on the Bill to appropriate a sum of money, therein specified, to William Crew, of Muscogee



county, and having spent some time therein, the Committee rose and reported the Bill back to the House, without amendment.

The report was taken up and agreed to.

On motion of Mr. Baugh, the same was indefinitely postponed.

Mr. Chastain moved the House do now adjourn;

Whereupon, on the call of Mr. Chastain, and the second of Mr. Perkins, the yeas and nays were recorded, and are—yeas 11, nays 63.

Those who voted in the affirmative, are Messrs.

Barr,	Hall,
Bellinger,	Harris, of McIntosh,
Cannon,	Knox,
Chastain,	Perkins,
Dawson, of Putnam,	Tift.
Gilbert,	

Those who voted in the negative are Messrs.

Anderson, of Franklin,	Latimer, of Cobb,
Anderson, of Wilkes,	Latimer, of Warren,
Armstrong,	Lewis,
Atkinson,	Loveless,
Bailey,	Lowe,
Barnett, of Butts,	McAfee,
Barnett, of Henry,	McLain,
Barlow,	Moon,
Baugh,	Mobley,
Bivins,	Morehouse,
Bloodworth,	Moreland,
Brinson,	Nasworthy,
Byrd,	Pickett,
Cameron, of Chattooga,	Pierce,
Clark, of Oglethorpe,	Raulerson,
Cobb, of Dooly,	Reeves,
Culler,	Robinson, of Macon,
Dawson, of Greene,	Scarlett,
Dyer,	Seward,
Erwin, of Forsyth,	Smith, of Hancock,
Felton,	Stephens,
Floyd,	Sumner,
Gardner,	Thornton,
Gilmore,	Thurmond,
Graut,	Tillman, of Tattnall,
Hackney,	Trippe,
Harrison,	Waldhour,
Hendrick,	Wall,

Henry,  
Holland,  
Irvin, of Wilkes,  
Janes,  
Langmade,

Williford,  
Wofford,  
Wooldridge,  
Wynn, of Oglethorpe.

Which motion was lost.

The House took up the Report on the Bill, to relieve the private property of individuals, in cities and incorporated towns in this State, from being held liable, or subject to corporation debts, and agreed thereto.

The Bill was read the third time, and lost.

The House then adjourned until half past 9 o'clock, to-morrow morning.

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TUESDAY, January 13, 1852.

Mr. Anderson, of Franklin, moved to reconsider so much of the Journal of yesterday as relates to the passage by the House, of the Bill authorizing the Justices of the Inferior Court, to have surveyed a strip of unsurveyed land, in Early county, and dispose of the same, &c.;

Whereupon, on the call of Mr. Thurmond, and the second of Mr. Anderson of Franklin, the yeas and nays were required to be recorded, and are—yeas 28 nays 77.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	Floyd,
Anderson, of Wilkes,	Gray,
Bailey,	Hendrick,
Barnett, of Butts,	Jackoway,
Baugh,	Knox,
Bellinger,	Lane,
Born,	McAfee,
Bulloch,	Pickett,
Byrd,	Price,
Cameron, of Chattooga,	Robinson, of Macon,
Carr,	Smith, of Coweta,
Chastain,	Thurmond,
Clark, of Stewart,	Trippe,
Dyer,	Watts.

Those voting in the negative are Messrs.

Allred,	Lewis,
Armstrong,	Lochlin,

Atkinson,	Loveless,
Bartow,	Lowe,
Barlow,	McComb,
Bivins,	McFarland,
Blackwell,	McLain,
Bloodworth,	Milledge,
Brinson,	Merrell,
Castens,	Moon,
Christie,	Mobley,
Clark, of Oglethorpe,	Morehouse,
Cobb, of Dooley,	Moreland,
Culler,	Morris,
Daniel,	Patterson,
Dawson, of Putnam,	Perkins,
Dorminy,	Phillips,
Edwards,	Pierce,
Erwin, of Forsyth,	Powell,
Fannin,	Ramsey,
Felton,	Raulerson,
Fowler,	Reeves,
Gardner,	Roberts,
Gilbert,	Robinson, of Laurens,
Gilmore,	Russell,
Grant,	Scarlett,
Hackney,	Smith, of Hancock,
Hall,	Staten,
Harrison,	Sumner,
Harris, of Clarke,	Tift,
Harper,	Tillman, of Appling,
Henly,	Tillman, of Tattnall,
Henry,	Waldhour,
Hill,	Wall,
Holland,	Williford,
Hussey,	Wofford,
Janes,	Wooldridge,
Langmade,	Wynn, of Oglethorpe.
Latimer, of Cobb,	•

So the House refused to reconsider.

Mr. Waldhour, from the Joint Standing Committee on the Penitentiary, made a Report, and one hundred and fifty copies of the same were ordered to be printed, without being read.

The House went into Committee of the Whole, Mr. Wofford in the Chair, on the Bill to provide for the education of the poor; and having spent some time therein, the Speaker resumed the Chair.

Mr. Edwards, from the Committee on Enrollment, reports as duly enrolled, and ready for the signature of the

Speaker of the House of Representatives, the following Acts, to wit :

An Act to authorize John W Duncan to plead and practice law in the several Courts of Law and Equity in this State, on certain conditions therein named ;

Also, an Act to change the name of the public site, in the county of Clinch ;

Also, an Act to authorize Augustus H. Anderson and Moses P Green, to erect a bridge across the Ogeechee River, on their own land, in Burke county, and on the land of Daniel Kent, in Emanuel county ;

Also, an Act to repeal an Act to authorize the citizens of McIntosh county, to elect Commissioners of Pilotage, for the port of Darien, and to regulate the fees of the same, approved January 18th, 1850, and for the purpose of altering the time, mode and manner of electing said Commissioners, and for other purposes ;

Also, an Act to amend an Act entitled an Act to amend the several Acts now in force, regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the county of Chatham, approved December 19th, 1849, so as to include the Magistrates and Constables of the county of Baldwin, and to provide for the collection of the same ;

Also, an Act to regulate the mode of electing Constables, in the city of Savannah ;

Also, an Act to change the line between the counties of Campbell and Fayette, so as to include the residence of John Griffin and Thomas S. Roberts, now of the county of Fayette, in the county of Campbell ;

Also, an Act to incorporate the Sparta Hotel Company ;

Also, an Act to compensate Grand and Petit Jurors, in certain counties therein named, and to provide for the payment of the same ;

Also, an Act for the relief of Thomas B. Andrews, and Thomas M. Murray, teachers of poor children of the county of Early, for the years 1844, 1846, 1847 and 1848 ;

Also, an Act to change the name of the "Lagrange Female Collegiate Seminary ;"

Also, an Act to keep open, remove, and prevent obstructions to the free passage of Fish, &c., in the Hiwassee River, from the North Carolina line, to Osborne's Mills, in the county of Union ;

Also, an Act to authorize the Treasurer of Pike county, or the Treasurer of the Poor School Funds of said county, to pay over to L. E. Stubbs, or his lawful representative, the sum of money therein named, and to authorize the Treasurer, or person having control of the Poor School Funds in Cherokee county, to pay over to Achillius Foster and James McDaniel, William Knox and John Holcomb,

the amount due them for teaching in the years 1850 and 1851 ;

Also, an Act to extend and define the corporate limits of the town of Greenville, in the county of Merriwether to provide for the election of Intendant and Commissioners for the same, to define their powers, &c. ;

Also, an Act to repeal an Act consolidating the office of Tax Collector and Receiver of Tax Returns, in the county of Cherokee, passed December 19th, 1849, and to better provide for paying the Grand and Petit Jurors of said county.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has receded from its amendment to the Bill of the House, for the government and management of the Western and Atlantic Rail Road ;

The Senate has also passed the Bill of the House, to authorize the Governor of Georgia, to issue a grant for a certain lot of land, therein named, to Zadock Boamer, upon the conditions therein specified, with an amendment, to which they ask the concurrence of the House.

Mr. Wofford, of the Committee, again resumed the Chair on the Bill last under consideration, and having spent some time therein, the Committee rose and reported the Bill back to the House with amendments ;

The Report was taken up.

The Committee moved to amend, by inserting in lieu of "seventeen" in the 1st section, the word "eighteen ;"

Which prevailed.

The Committee moved further to amend, by filling the blank with the sum "186 ;"

Which motion prevailed.

The Committee moved further, to amend, by striking out in the 2d, all relating to giving poll tax to educate the poor ;

Whereupon, on the call of Mr. Chastain, and the second of Mr. Wofford, the yeas and nays were recorded, and are—yeas 54, nays 45.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Holland,
Anderson, of Wilkes,	Hussey,
Atkinson,	Janes,
Bailey,	Lane,
Bartow,	Langmade,
Barnett, of Butts,	Latimer, of Cobb,
Baugh,	Latimer, of Warren,
Bivins,	Lewis,
Blackwell,	Lochlin,

Born,	Lowe,
Cameron, of Telfair,	McAfee,
Clark, of Oglethorpe,	McLain,
Dawson, of Greene,	Mobley,
Dawson, of Putnam,	Morris,
Edwards,	Nasworthy,
Fannin,	Pickett,
Floyd,	Raulerson,
Fowler,	Reeves,
Gardner,	Scarlett,
Gilmore,	Seward,
Hackney,	Thornton,
Hall,	Thurmond,
Harrison,	Tift,
Harris, of Clarke,	Tillman, of Tattnall,
Hendrick,	Trippe,
Henly,	Waldhour,
Henry,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Allred,	Irvin, of Wilkes,
Armstrong,	Jackoway,
Barr,	Knox,
Bellinger,	Loveless,
Bloodworth,	Milledge,
Brinson,	Merrell,
Bulloch,	Moon,
Byrd,	Pierce,
Cameron, of Chattooga,	Price,
Cannon,	Ramsay,
Carr,	Richardson,
Castens,	Roberts,
Chastain,	Robinson, of Laurens,
Christie,	Robinson, of Macon,
Cobb, of Dooly,	Smith, of Hancock,
Dorminy,	Staten,
Dyer,	Stephens,
Erwin, of Forsyth,	Sumner,
Gilbert,	Tillman, of Appling,
Grant,	Watts,
Gray,	Wofford,
Harper,	Woodward,
Hill,	

The motion prevailed.

The House adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P M.

The House met pursuant, and proceeded with the unfinished business of the morning, which was the consideration of the Report of the Committee of the Whole, on the Bill to provide more effectually, for the education of the poor, and agreed thereto.

Mr. Atkinson moved to amend, by the following proviso to the 3rd section, to wit:

*And provided further,* That the Inferior Court of Houston county, shall control the Poor School Fund, and disburse the same, according to the provision of this Act, and such other acts as do not conflict with this law;

Which motion was lost.

M. Tift moved to amend the 4th section, by the addition of the following words, to wit:

A school tax of 25 cents per head, on each tax paying citizen, who is now by law subject to pay poll tax, shall be levied and collected as other taxes, and shall be set apart in the county, wherein it may be collected for the education of the poor children in said county, and such others;

Whereupon, on the call of Mr. Tift, and the second of Mr. Milledge, the yeas and nays were recorded, and are—yeas 38, nays 68.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	Holland,
Atkinson,	Hussey,
Barnett, of Butts,	Milledge,
Barnett, of Henry,	Merrell,
Bellinger,	Moon,
Born,	Morehouse,
Brinson,	Nasworthy,
Cameron, of Chattooga,	Ramsay,
Carr,	Richardson,
Christie,	Roberts,
Cobb, of Dooly,	Robinson, of Macon,
Daniel,	Scarlett,
Dawson, of Greene,	Smith, of Coweta,
Dawson, of Putnam,	Smith, of Hancock,
Felton,	Tift,
Floyd,	Waldhour,
Gardner,	Wall,
Harrison,	Woodward,
Henry,	Wooldridge.

Those who voted in the negative, are Messrs.

Allred,	Lane,
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Anderson, of Franklin,	Langmade,
Armstrong,	Latimer, of Cobb,
Bailey,	Latimer, of Warren,
Barr,	Lewis,
Barlow,	Lochlin,
Baugh,	Loveless,
Bivins,	Lowe,
Blackwell,	McAfee,
Bloodworth,	McFarland,
Byrd,	McLain,
Cameron, of Telfair,	Mobley,
Cannon,	Moreland,
Castens,	Morel,
Chastain,	Morris,
Clark, of Stewart,	Patterson,
Dorminy,	Phillips,
Dyer,	Pickett,
Edwards,	Pierce,
Erwin, of Forsyth,	Powell,
Fowler,	Price,
Gilbert,	Raulerson,
Gilmore,	Reeves,
Grant,	Russell,
Hackney,	Stephens,
Hall,	Sumner,
Harris, of Clarke,	Thornton,
Harper,	Thurmond,
Henly,	Tillman, of Appling,
Hill,	Tillman, of Tattnall,
Irvin, of Wilkes,	Watts,
Jackoway,	Williford,
Janes,	Wofford,
Knox,	Wynn, of Oglethorpe.

The motion was lost.

Mr. Stephens moved to amend the 4th section, by inserting after the word "thereof," the words "which persons shall take an oath in writing before the ordinary, to faithfully discharge the duties of their appointment, and to return only such children, as are in their opinion entitled to the benefits of this Act ;"

Which motion prevailed.

Mr. Bloodworth moved to amend the 4th section, by striking out the words "not exceeding the usual rates of said teacher, nor exceeding such maximum, as may be established by the Ordinary in each county," and insert the following in lieu thereof, to wit :

"The sum of five cents per day, for each scholar who shall be taught under the provisions of this Act ;



Which motion was lost.

Mr. Thurmond moved to amend the Bill by the following additional section, to wit:

"*And be it further enacted*, That if any Ordinary shall fail to make out and return a list of poor children, as provided for in the sixth section of this Act, he shall be guilty of a misdemeanor, and on conviction in the Superior Court, shall be fined in a sum not less than the amount of the Poor School Fund of said county, for the year preceeding the year, in which said ordinary so failed to make said return, and the fine so imposed, shall be applied as a Poor School Fund for said county ;"

Which motion was lost.

The Report of the Committee of the Whole, as amended, was then agreed to.

The Bill was read the third time, and on the question "Shall this Bill now pass?" on the call of Mr. Williford, and the second of Mr. Lewis, the yeas and nays were recorded, and are—yeas 79, nays 25.

Those voting in the affirmative are Messrs.

Allred,	Jackoway,
Armstrong,	Janes,
Atkinson,	Knox,
Bailey,	Lane,
Bartow,	Langmade,
Barr,	Lochlin,
Barnett, of Henry,	Loveless,
Baugh,	McAfee,
Bivins,	McFarland,
Blackwell,	McLain,
Born,	Milledge,
Brinson,	Merrell,
Bulloch,	Moon,
Byrd,	Morehouse,
Cameron, of Chattooga,	Moreland,
Cannon,	Morris,
Carr,	Nasworthy,
Castens,	Pierce,
Chastain,	Price,
Christie,	Ramsay,
Clark, of Oglethorpe,	Richardson,
Clark, of Stewart,	Roberts,
Daniel,	Robinson, of Laurens,
Dawson, of Greene,	Robinson, of Macon,
Dawson, of Putnam,	Russell,
Dyer,	Scarlett,
Edwards,	Smith, of Coweta,
Erwin, of Forsyth,	Smith, of Hancock,

Felton,	Staten,
Floyd,	Stephens,
Gardner,	Sumner,
Gilbert,	Thornton,
Grant,	Thurmond,
Gray,	Tillman, of Tattnall,
Hall,	Waldhour,
Harrison,	Wall,
Harris, of Clarke,	Watts,
Harper,	Wofford,
Henly,	Woodward,
Hill,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

Those voting in the negative are Messrs.

Anderson, of Franklin,	Latimer, of Warren,
Barlow,	Lewis,
Bellinger,	Lowe,
Bloodworth,	Mobley,
Cobb, of Dooly,	Patterson,
Dorminy,	Phillips,
Fowler,	Pickett,
Hackney,	Reeves,
Henry,	Tift,
Holland,	Tillman, of Appling,
Hussey,	Williford,
Latimer, of Cobb,	Wooldridge.

So the Bill was passed.

On motion of Mr. Harris, of Clark, the Order was suspended, and the House took up the Report on the Bill to lay out a new county, from the counties of Elbert and Franklin, and organize the same.

Mr. Knox moved to amend by striking out the first proposed line running from August Johnson's to Cleveland's or Knox's Ferry, on Tugaloo River, in Franklin county, and inserting in lieu thereof, commencing at August Johnson's, and run a straight line to Hatter's Ford, on Tugaloo River, in Franklin county.

Whereupon, on the call of Mr. Knox, and the second of Mr. Anderson of Franklin, the yeas and nays were recorded, and are—yeas 45, nays 54.

Those voting in the affirmative are Messrs.

Allred,	Jackoway,
Anderson, of Franklin,	Knox,
Barr,	Lane,

Baugh,	Latimer, of Cobb,
Born,	Lochlin,
Brinson,	Loveless,
Bulloch,	Lowe,
Cameron, of Chattooga,	McAfee,
Cameron, of Telfair,	McLain,
Cannon,	Merrell,
Carr,	Moon,
Christie,	Mobley,
Cobb, of Dooly,	Nasworthy,
Dorminy,	Perkins,
Erwin, of Forsyth,	Pickett,
Fowler,	Ramsay,
Gardner,	Raulerson,
Grant,	Reeves,
Gray,	Roberts,
Hackney,	Smith, of Coweta,
Henly,	Thurmond,
Holland,	Watts.
Hussey,	

Those voting in the negative are Messrs.

Armstrong,	Hill,
Bailey,	Latimer, of Warren,
Bartow,	McFarland,
Barnett, of Butts,	Milledge,
Barnett, of Henry,	Morehouse,
Barlow,	Moreland,
Bellinger,	Morris,
Bivins,	Patterson,
Blackwell,	Pierce,
Bloodworth,	Price,
Byrd,	Richardson,
Castens,	Robinson, of Laurens,
Chastain,	Robinson, of Macon,
Clark of Oglethorpe,	Russell,
Clark, of Stewart,	Scarlett,
Dawson, of Greene,	Smith, of Hancock,
Dawson, of Putnam,	Stephens,
Dyer,	Sumner,
Edwards,	Thornton,
Fannin,	Tift,
Felton,	Tillman, of Appling,
Floyd,	Tillman, of Tattnall,
Gilbert,	Waldhour,
Gilmore,	Wofford,
Hall,	Woodward,
Harrison,	Wooldridge,
Harris, of Clarke,	Wynn, of Oglethorpe.

The motion was lost.

Mr. Chastain moved to fill the first blank in the first section, with the word "Deadwyler ;"

Which motion prevailed.

Mr. Thornton moved further to amend by fixing the time for holding the Superior and Inferior Courts ;

Which motion prevailed.

The Report of the Committee of the Whole, as amended, was then agreed to.

The Bill was read the third time, and on the question "Shall this Bill now pass ?" on the call of Mr. Thornton, and the second of Mr. Clark of Oglethorpe, the yeas and nays were recorded, and are—yeas 29, nays 64.

Those voting in the affirmative are Messrs.

Bailey,	Milledge,
Barnett, of Henry,	Morehouse,
Barlow,	Morris,
Bellinger,	Richardson,
Bivins,	Roberts,
Bloodworth,	Robinson, of Laurens,
Born,	Robinson, of Macon,
Castens,	Scarlett,
Clark, of Oglethorpe,	Staten,
Dawson, of Greene,	Stephens,
Harris, of Clark,	Thornton,
Hill,	Woodward,
Holland,	Wooldridge,
Latimer, of Warren,	Wynn, of Oglethorpe.
Loveless,	

Those who voted in the negative, are Messrs.

Allred,	Henly,
Anderson, of Franklin,	Hussey,
Anderson, of Wilkes,	Knox,
Armstrong,	Lane,
Atkinson,	Langmade,
Barr,	Latimer, of Cobb,
Barnett, of Butts,	Lochlin,
Baugh,	Lowe,
Bulloch,	McAfee,
Byrd,	McFarland,
Cannon,	McLain,
Carr,	Merrell,
Chastain,	Moon,
Christie,	Mobley,
Clark, of Stewart,	Moreland,
Cobb, of Dooly,	Nasworthy,
Daniel,	Phillips,

Dorminy,	Pickett,
Dyer,	Pierce,
Edwards,	Price,
Erwin, of Forsyth,	Ramsay,
Felton,	Raulerson,
Floyd,	Reeves,
Fowler,	Russell,
Gardner,	Smith, of Coweta,
Gilbert,	Smith, of Hancock,
Gilmore,	Sumner,
Grant,	Thurmond,
Hackney,	Tift,
Hall,	Tillman, of Tattnall,
Harrison,	Waldhour,
Harper,	Wofford.

The Bill was lost.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER: The Senate has passed the following Bills of the House of Representatives :

A Bill to amend an Act to provide for the education of the poor, so far as the county of Twiggs is concerned ;

Also, a Bill for the relief of D. T. White, of Newton county ;

Also, a Bill to authorize the Treasurer of the Poor School Fund, in the county of Laurens, to pay over to William J. Daniel, and Archibald McMillan, the amount of their accounts, for teaching poor children in the year 1851, in said county of Laurens ;

Also, a Bill to lay out a new county from the counties of Talbot, Macon, and Marion, and to attach the same to a Senatorial District ;

Also, a Bill to repeal so much of an Act entitled an Act, so far as relates to the county of Walker, approved, February 14th, 1850 ;

Also, a Bill to enlarge and extend the corporate powers of the town of Covington ;

Also, a Bill to repeal an Act entitled an Act to amend an Act incorporating the city of Dalton, in Murray county, approved 29th December, 1847.

The Senate has also passed the following Bills of the House, with amendments, to which they ask the concurrence of the House of Representatives.

A Bill to alter and straighten the line between the counties of Jasper and Newton, so as to include the premises of Obediah Fulder, A. S. Bell, Aaron Parker, William Pope, S. Conaway, D. M. Bell, Christopher Fincher, and Andrew J. Fincher, in the county of Newton, and to alter the lines of other counties therein named.

The Senate has also, adopted a Resolution in relation to the mileage of the members of the General Assembly, to which they ask the concurrence of the House.

The following message was received from the Governor, by Mr. Paine, his Secretary :

MR. SPEAKER: The Governor has approved and signed the following Acts :

An Act to add an additional section, to the 10th division of the Penal Code ;

An Act to incorporate the Georgia Mechanical and Manufactural Institute, in the city of Macon ;

An Act for the relief of the Receiver of Tax Returns, for the county of Washington ;

An Act to amend an Act relative to guardians of minors, receiving and recovering property, belonging to their wards, assented to 25th of December, 1837 ;

An Act to change the line of the Western and Atlantic Rail Road, so as to run through the town of Cassville.

An Act to change the line between the counties of Telfair and Appling, so as to include the residence of Washington Nelson, of the county of Telfair, to the county of Appling, and to change the line between the counties of Pulaski and Telfair.

An Act to incorporate the Clarksville and Tugalo Rail or Plank Road.

An Act to incorporate the town of Calhoun, in the county of Gordon.

An Act to incorporate Euharleyville, in the county of Cass.

An Act for the relief of Daniel Hicks, Edward H. Garrett, John R. Lewrey, and Joseph Reeves.

An Act to amend the fifteenth Section, of the ninth Division of the Penal Code.

An Act to alter and amend an Act to incorporate the city of Rome, passed 9th December, 1847

An Act to seprate the offices of Tax Collector and Receiver, for the county of Dooly.

An Act to compel the Clerks of the Superior and Inferior Courts, and Courts of Ordinary, of the several counties of this State, to buy a seal of office, for each of their Courts;

Which have been deposited in the office of the Secretary of State.

The House took up the Report on the Bill to reduce all Acts and clauses of Acts, in relation to the Militia of this State, to one act, &c. ;

On motion of Mr. Morehouse, the same was passed over for the present.

The House took up the Report on the Bill to establish,

change and abolish certain election precincts therein named.

Mr. Cobb, of Dooly, moved to amend by changing and fixing again, an election precinct, in the county of Dooly ;  
Which motion prevailed.

Mr. Holland moved to amend the Bill, by striking out all that part relating to Slaughter's precinct, in the county of Jasper ;

Which motion prevailed.

Mr. Bullock moved further to amend by striking out in the first section, the name of D. M. Dickson, and inserting the name of Henry Patterson ;

Which motion prevailed.

Mr. Clark, of Stewart, moved to amend by an additional section, establishing a new election precinct in Stewart county ;

Which motion prevailed.

Mr. Smith, of Hancock, moved to amend by an additional section, removing and fixing again a precinct, in the county of Hancock ;

Which motion prevailed.

Mr. Bailey moved to amend by inserting after the word "Murray," in the Bill, the words "and Whitfield ;"

Which motion prevailed.

The Report as amended was then agreed to.

The Bill was read the third time and passed.

The House took up the Report on the Bill to lay out the city of Columbus, in the county of Muscogee, into wards, and pointing out the mode of electing the Mayor and Aldermen thereof.

On motion of Mr. Floyd, the same was postponed indefinitely.

The House took up the Report on the Bill to admit certain deeds in evidence, in certain cases, and for other purposes therein mentioned.

On motion of Mr. Clark, of Stewart, the same was indefinitely postponed.

Mr. Bartow, from the Committee on Internal Improvements, to whom was referred the Bill permitting the Georgia, Waynesboro and South Carolina Rail Road Companies to establish a common depot in the city of Augusta, &c., reported against the same.

Mr. Harris, of Clark, from the Committee on Banks, to whom was referred the Bill to provide for the payment of certain creditors of the Bank of Darien, reported against the passage of the same, and recommended the adoption of certain Resolutions on the same subject from the Senate, as the wisest, &c.

The House took up the Report on the Bill, to extend the powers and provisions of an Act to authorize the Mayor

and Council of the city of Columbus, to levy and collect an extra tax, &c., and the same was postponed indefinitely.

The House adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment.

Mr. Seward moved to suspend the Order, and take up the Report of the Joint Committee of Conference ;

Which motion prevailed.

The House then took up the following Report to wit :

The Joint Committee of Conference, to whom was referred " A Bill to be entitled an Act to appropriate money to improve the navigation of the Altamaha, Ocmulgee, and Oconee Rivers, and to appoint Commissioners for the same, report that they have had the message of the Senate under consideration, and recommend that the Senate recede from its amendment to said Bill, and agreed thereto.

The House then took up the following, from the same Committee, to wit :

"The Committee also recommend that the House concur in the amendment of the Senate, to the Bill for the relief of William Jacobs, of the county of Gwinnett, and others.

On the call of Mr. Bartow, the question was divided, and the first question propounded by the Chair, was, "Will the House concur in the amendment of the Senate, so far as the case of Lewis C. Pearson, is concerned ?"

The same was concurred in.

The next question propounded was, "Will the House concur in the amendment of the Senate, so far as Susan Jackson is concerned ?"

And the same subject having been once acted on by the House, prior to the passage of this Bill, it required under the Constitution, a vote of two-thirds to concur, whereupon, the same was concurred in.

The House then took up the following, from the same Committee:

The Committee also recommend that the House concur in the amendments of the Senate, to the Bill to compensate Grand and Petit Jurors, in the counties of Habersham, Lumpkin and Murray, and the same was rejected.

The House then took up the following, from the same Committee, to wit :

The Committee recommend that the House concur in the amendment of the Senate, to the Bill to amend an Act to incorporate the South Western Rail Road, &c., and agreed thereto.

The House took up the Report on the Bill to regulate



the holding Justices' Courts in the several counties in this State, in certain cases, and the same was indefinitely postponed.

The House took up the Report on the Bill to define the liabilities of Trustees, to prescribe the mode of their accounting their compensation when they may be sued at law, and their discharge, and, on motion of Mr. Russell, the same was indefinitely postponed.

The House went into Committee of the Whole, Mr. Perkins in the Chair, on the Bill to compensate delegates to the Nashville Convention, and having spent some time therein, the Committee rose and reported the Bill back to the House without amendments.

The Report was taken up.

Mr. Trippe moved to postpone the same, indefinitely.

Whereupon, on the call of Mr. Morehouse, and the second of Mr. Trippe, the yeas and nays were recorded, and are—yeas 71, nays 31.

Those voting in the affirmative, are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Knox,
Anderson, of Wilkes,	Lane,
Armstrong,	Latimer, of Cobb,
Bailey,	Lewis,
Bartow,	Lochlin,
Barr,	Lowe,
Barnett, of Henry,	McAfee,
Baugh,	McLain,
Bivins,	Moon,
Blackwell,	Mobley,
Born,	Moreland,
Brinson,	Nasworthy,
Bulloch,	Perkins,
Byrd,	Pickett,
Cameron, of Chattooga,	Price,
Chastain,	Ramsey,
Clark, of Oglethorpe,	Raulerson,
Clark, of Stewart,	Reeves,
Daniel,	Richardson,
Dawson, of Greene,	Robinson, of Macon,
Dawson, of Putnam,	Smith, of Hancock,
Dorminy,	Staten,
Dyer,	Stephens,
Edwards,	Sumner,
Felton,	Thornton,
Floyd,	Thurmond,
Gilmore,	Tillman, of Appling,
Grant,	Tillman, of Tattnall,

Hackney,	Trippe,
Harrison,	Waldhour,
Harris, of Clarke,	Wall,
Harper,	Williford,
Henly,	Wofford,
Hill,	Woodward.
Jackoway,	

Those voting in the negative are Messrs.

Atkinson,	Irvin, of Wilkes,
Barnett, of Butts,	Langmade,
Bloodworth,	McComb,
Cameron, of Telfair,	Milledge,
Cannon,	Merrell,
Carr,	Morehouse,
Christie,	Morris,
Cobb, of Dooly,	Patterson,
Erwin, of Forsyth,	Phillips,
Fannin,	Pierce,
Fowler,	Roberts,
Gardner,	Robinson, of Laurens,
Gilbert,	Seward,
Gray,	Tift,
Henry,	Wooldridge.
Hussey,	

The motion prevailed.

The House took up the Report on the Bill to change the eleventh section, of the first article of the Constitution of the State of Georgia.

Mr. Gardner moved to amend, by striking out "annual," and insert "tri-annual ;"

Which motion was lost.

The Report was then agreed to.

The Bill was read the third time, and on the question "Shall this Bill now pass?" it contemplating a change in the Constitution, and requiring a vote of two-thirds to pass, the yeas and nays were recorded, and are—yeas 41, nays 63.

Those who voted in the affirmative are Messrs.

Atkinson,	Lewis,
Bartow,	McComb,
Barnett, of Henry,	Milledge,
Barlow,	Merrell,
Bivins,	Moon,

Bloodworth,	Morehouse,
Born,	Perkins,
Carr,	Price,
Cobb, of Dooly,	Raulerson,
Felton,	Roberts,
Fowler,	Seward,
Gilbert,	Staten,
Gilmore,	Stephens,
Gray,	Thornton,
Hackney,	Thurmond,
Harris, of Clarke,	Tift,
Henly,	Tillman, of Appling,
Hill,	Tripp,
Irvin, of Wilkes,	Wofford,
Langmade,	Woodward.
Latimer, of Cobb,	

Those who voted in the negative, are Messrs.

Allred,	Henry,
Anderson, of Franklin,	Hussey,
Anderson, of Wilkes,	Jackoway,
Armstrong,	Janes,
Bailey,	Knox,
Barr,	Lane,
Barnett, of Butts,	Latimer, of Warren,
Baugh,	Lochlin,
Bellinger,	Loveless,
Blackwell,	Lowe,
Brinson,	McAfee,
Bulloch,	McFarland,
Byrd,	McLain,
Cameron, of Chattooga,	Mobley,
Cannon,	Moreland,
Castens,	Morris,
Chastain,	Nasworthy,
Christie,	Patterson,
Clark, of Stewart,	Pickett,
Daniel,	Pierce,
Dawson, of Greene,	Ramsay,
Dawson, of Putnam,	Reeves,
Dorminy,	Richardson,
Dyer,	Robinson, of Laurens,
Edwards,	Robinson, of Macon,
Erwin, of Forsyth,	Smith, of Hancock,
Fannin,	Sumner,
Floyd,	Tillman, of Tattnall,
Gardner,	Waldhour,
Grant,	Wall,
Harrison,	Williford,
Harper,	

Which motion was lost.

The House went into Committee of the Whole, Mr. Hussey in the Chair, on the Bill appropriating a sum of money to James J. Tooke, of Talbot county, for taxes overpaid, and having spent some time therein, the Committee rose and reported the same back to the House, without amendment.

The Report was taken up.

Mr. Perkins moved an additional section, paying William Coleman for taxes over paid by him, in the county of Randolph; which was rejected.

The Report was then agreed to.

The Bill was read the third time and passed.

The House took up the Report on the Bill to prescribe the costs which the Clerk of the Supreme Court of this State shall be entitled for cases carried up to the Supreme Court, and for other purposes therein mentioned.

Mr. Seward moved the following, as a substitute in lieu thereof, to wit:

A Bill amendatory of the Act of 5th February, 1850, curtailing the labors of Clerk of the Supreme Court, reducing costs, &c., and to prescribe the costs of the Clerk, &c.

Mr. Tift moved the following, as an additional section to wit:

*And be it also further enacted,* That upon presentation by said Clerk, of a fair statement of all pauper cases, that have been sent up, and determined in said Court, to his Excellency the Governor, he shall issue his warrant on the Treasurer, in favor of said Clerk, to be paid out of any money not otherwise appropriated, the same amount of cost in each case is allowed by this Act in other cases.

Mr. Tift moved to amend the same, by inserting between the words "pauper" and "cases," the word "criminal;"

Which motion prevailed.

The amendment as amended, was then rejected.

The substitute was then received.

The Report as amended was then agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Seward, and the second of Mr. ———, the yeas and nays were recorded, and are—yeas 25, nays 63.

Those voting in the affirmative, are Messrs.

Armstrong,  
Barnett, of Butts,  
Bloodworth,

Knox,  
Lochlin,  
Lowe,

Brinson,	McAfee,
Bulloch,	McComb,
Carr,	McLain,
Cobb, of Dooly,	Merrell,
Dorniny,	Moon,
Erwin, of Forsyth,	Mobley,
Gilmore,	Morehouse,
Hackney,	Seward,
Hussey,	Wall.
Janes,	

Those voting in the negative are Messrs.

Allred,	Hill,
Anderson, of Franklin,	Irvin, of Wilkes,
Bailey,	Jackoway,
Bartow,	Lane,
Barr,	Langmade,
Barnett, of Henry,	Latimer, of Warren,
Baugh,	Lewis,
Bellinger,	Loveless,
Bivens,	Milledge,
Blackwell,	Moreland,
Born,	Morris,
Byrd,	Nasworthy,
Cameron, of Chattooga.	Perkins,
Cannon,	Phillips,
Chastain,	Pickett,
Clark, of Oglethorpe,	Price,
Clark, of Stewart,	Raulerson,
Daniel,	Roberts,
Dawson, of Greene,	Robinson, of Laurens,
Dawson, of Putnam,	Robinson, of Macon,
Dyer,	Smith, of Hancock,
Fannin,	Stephens,
Felton,	Sunner,
Gardner,	Thornton,
Gilbert,	Thurmond,
Grant,	Tift,
Gray,	Tillman, of Tattnall,
Harrison,	Trippe,
Harris, of Clarke,	Waldhour,
Harper,	Wofford,
Henly,	Woodward.
Henry,	

The Bill was lost.

The House took up the Report on the Bill for the prevention of foreigners peddling in the State of Georgia.

Mr. Wofford moved to postpone the same, indefinitely ;  
Which motion was lost.

Mr. Price moved to amend the Bill by the proviso to  
except Floyd, from the provisions of the same ;  
Which was lost.

The Report was then agreed to.

The Bill was read the third time and passed.

The House took up the Report on the Bill to incorporate  
the Newnan and Carrollton Rail Road Company.

Mr. Merrell moved the following as a substitute, in lieu  
thereof, to wit :

“ A Bill to incorporate the Carrollton Rail Road Com-  
pany ;”

Which was received.

The Report as amended was then agreed to.

The Bill was read the third time and passed.

On motion of Mr. Floyd, the Order was suspended, and  
the following Bills of the House were severally read the  
second time, and committed for a third reading, to wit :

A Bill supplementary to an Act entitled an Act to  
levy and collect a tax for the political years 1852 and 1853.

A Bill to appropriate ten thousand dollars for the pur-  
pose of making an Agricultural and Geographical Survey  
of the State of Georgia.

Also the following Bill was read the second time, and  
engrossed for a third reading, to wit :

A Bill to authorize James A. Straynge, of Jackson coun-  
ty, to peddle without licence, &c.

The House then adjourned until half past 9 o'clock, to-  
morrow morning.

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WEDNESDAY, JAN. 14, 1852.

The House met pursuant to adjournment.

On motion of Mr. Floyd, the Order was suspended, and  
the following Resolution was again taken up, to wit :

*Resolved by the Senate and House of Representatives,*  
That the General Assembly adjourn *sine die*, on Thursday,  
the 22d day of January, instant ;

Which was agreed to, and the Clerk was directed to car-  
ry the same forthwith to the Senate.

Mr. Harris, of Clarke, from the Committee on Banks  
to whom was referred the Bill to prolong and extend the  
Charter of the Bank of St. Marys, &c., reported against  
the passage of the same.

Mr. Morehouse moved to suspend the Order, to take up a reconsidered Bill;

Which motion was lost

Mr. Cannon moved to suspend the Order, to take up the Resolution in reference to the hours of meeting of the House of Representatives;

Which motion was lost.

Mr. Thornton, from the Committee on Enrolment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit:

An Act, for the government and management of the Western and Atlantic Railroad.

Also, an Act, to appropriate money to improve the navigation of the Altamaha, Ocmulgee, and Oconee rivers, and to appoint Commissioners for the same.

Also, an Act, to authorize the Treasurer of the Poor School Fund, in the county of Laurens, to pay over to William J. Daniel and Archibald McMillan, the amount of their accounts for teaching poor children in the year 1851, in said county of Laurens.

Also, an Act, to repeal so much of an Act entitled an Act to authorize and require the Justices of the Inferior Courts of Gilmer and Walker counties, to proportion the Poor School Fund among the several districts, so far as relates to the county of Walker.

Also, an Act, to amend an Act to provide for the education of the poor, so far as the county of Twiggs is concerned.

Also, an Act, for the relief of D. T. White, of Newton county.

Also, an Act to enlarge and extend the corporate powers of the town of Covington.

Also, an Act, to repeal an Act entitled an Act to amend an Act incorporating the city of Dalton, in Murray county, approved, 29th December, 1847.

On motion of Mr. Trippe, the Order was suspended, and he introduced a Bill to render valid all records made in certain cases therein specified;

Which was read the first time.

The House took up the Report on the Bill to amend an Act to give to all persons employed on Steamboats, or other water crafts, on the Chattahoochee and Ocmulgee rivers, a lien on said Steamboats and water crafts, for his, her, or their wages, &c. &c. &c., and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to incorporate a Bank in the town of LaGrange, to be called the Southern Central Bank, and agreed thereto.

The Bill was read the third time and on the question, "Shall this Bill now pass?" by unanimous consent the

Bill was recommitted, and Mr. Tift moved to amend the same by the following additional sections, to wit :

*Be it further enacted*, That the private property of the Stockholders shall be liable for the issues and contracts of the said Bank, as in cases of partnership debts.

*Also, Be it further enacted*, That any other number of citizens of Georgia, desiring a Bank, shall be entitled to all the privileges of this Act, on the same terms and conditions, to be located in such part of the State as they may desire.

On motion of Mr. Hill, the Bill and amendments were referred to a Special Committee, consisting of Messrs. Fanin, Seward, Thurmond, Tift, Bartow.

The House went into Committee of the Whole, Mr. Janes in the Chair, on the Bill for the relief of the teachers of poor children in the county of Carroll, for the year 1848, and having spent some time therein, the Committee rose and reported the same back to the House, with amendments.

The Report was taken up.

On motion of Mr. McLain, the same was postponed indefinitely.

The House took up the Report on the Bill to regulate the mode of taking bonds of Receivers of Banks, appointed by virtue of the Act of December 13th, 1842, and agreed thereto.

The Bill was read the third time and passed.

The House went into Committee of the Whole, Mr. Bivins in the Chair, on the Bill providing for the retention of the State Taxes of Hall county, &c., and having spent some therein, the Committee rose and reported the Bill to the House with amendment.

The Report was taken up and agreed thereto.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Baugh, and the second of Mr. Chastain the yeas and nays were required to be recorded, and are—yeas 34, nays 70.

Those voting in the affirmative are Messrs.

Allred,  
Anderson, of Franklin,  
Atkinson,  
Baugh,  
Bloodworth,  
Born,  
Bulloch,  
Byrd,  
Cameron, of Chattooga,  
Cannon,

Holland,  
Jackoway,  
Knox,  
Langmade,  
Loveless,  
McFarland,  
Milledge,  
Pierce,  
Price,  
Robinson, of Laurens,



Chastain,	Russell,
Dawson, of Putnam,	Scarlett,
Dyer,	Smith, of Coweta,
Erwin, of Forsyth,	Summer,
Felton,	Thurmond,
Grant,	Tripp,
Hill,	Wofford.

Those who voted in the negative, are Messrs.

Anderson, of Wilkes,	Latimer, of Cobb,
Armstrong,	Latimer, of Warren,
Bailey,	Lewis,
Barr,	Lochlin,
Barnett, of Butts,	Lowe,
Barnett, of Henry,	McAfee,
Barlow,	McComb,
Bellinger,	McLain,
Bivins,	Merrell,
Blackwell,	Moon,
Brinson,	Mobley,
Carr,	Moreland,
Christie,	Morel,
Clark, of Oglethorpe,	Morris,
Cobb, of Dooly,	Nasworthy,
Daniel,	Patterson,
Dawson, of Greene,	Phillips,
Dorminy,	Pickett,
Edwards,	Raulerson,
Floyd,	Reeves,
Fowler,	Richardson,
Gardner,	Roberts,
Gilbert,	Robinson, of Macon,
Gilmore,	Seward,
Hackney,	Smith, of Hancock,
Hall,	Staten,
Harrison,	Stephens,
Harris, of Clarke,	Tift,
Harris, of McIntosh,	Tillman, of Appling,
Henly,	Tillman, of Tattnall,
Henry,	Waldhour,
Hussey,	Watts,
Irvin, of Wilkes,	Williford,
Janes,	Woodward,
Lane,	Wynn, of Oglethorpe.

The Bill was lost.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER: The Senate has passed the following Bills:

A Bill to change the times of holding the Superior Courts in the counties of Taliaferro, Madison, Effingham, and Elbert, and the Inferior Courts of the counties of Heard and Forsyth.

Also, a Bill to more effectually prevent the furnishing of intoxicating liquors to slaves.

The Senate has concurred in the Resolution of the House of Representatives, that the General Assembly will adjourn *sine die*, on Thursday, the 22d instant.

The Senate has receded from their amendment to the Bill of the House of Representatives, "To prescribe the mode of compensating the Jurors of the Superior and Inferior Courts of the counties of Lumpkin, Habersham and Murray."

The following Message was received from the Governor, by Mr. Paine, his Secretary:

MR. SPEAKER: The Governor has approved and signed the following Acts:

An Act, to refund to Ira Sanburn, of Decatur county, a certain sum of money.

An Act, for the relief of Levi S. DeLyon and Asher Ashers, and to authorize the Governor to draw his warrant on the Treasury in their behalf for the amounts stated.

An Act, to alter and amend an Act to provide for the indigent Deaf and Dumb citizens of this State; also, to provide for the appointment of a Commissioner, to regulate his duties, affixing his salary, and appropriate money therefor.

An Act, for the relief of William C. Dun, Tax Collector of Jasper county.

An Act, for the relief of James Gibson, of the county of Wilkinson.

An Act, for the relief of James Mapp, of Green county, and James T. Humphries, of DeKalb county.

An Act to reduce the official bond of the Sheriff of Bryan county, from ten thousand to five thousand dollars.

An Act, to appoint certain persons hereinafter named, Commissioners, and to authorize said persons to obstruct a portion of the channel of the river Canoochee, in the county of Bryan, at their own expense, for the protection and safe keeping of the timber which may be carried down said river for market.

An Act, to alter and change the district line between the 959th district and the Center Village district, in the county of Camden.

An Act, to allow Nathaniel Smith, of Hall county, to ask and receive toll for the use of his bridge across the Chattahoochee river, near the Shallow-Ford, in said coun-

ty; and to authorize Cornelius D. Terhune and George W. Tumlin, to construct a bridge upon their own land, in Cass county, over the Etowah river, and to collect toll from persons crossing the same.

An Act, to change the boundary line of the county of Thomas, so as to add lot of land number 110, in the 10th district of Baker county, to the county of Thomas; and lots of land numbers 525 and 526, in the 12th district of Lowndes county, to the county of Thomas; and to add lot number 10 in the 3rd district of Baker county, to the county of Randolph; and to add the lot known as Sherwood Mills, in Hall county, to the county of Gwinnett; and to add lot number 12, in the 6th district of Telfair county, to Irwin county; and to add lots 6 and 27, in the 11th district of Meriwether county, to the county of Coweta.

An Act, to alter and change the line between the counties of Macon and Crawford, so as to add within the county of Macon, lots 122 and 137, in the 8th district of Crawford; also, to change the line between the counties of Pike and Spalding.

An Act to incorporate Brownwood University, in Troup county, and to incorporate the Presbyterian Church in the town of Marietta.

An Act, to provide means for the equipment, construction, and repair of the Western and Atlantic Railroad, and to pay off the existing liabilities of the same.

And which have been deposited in the office of the Secretary of State.

The House took up the Report on the Bill to amend the Charter of the Georgia Railroad and Banking Company, and on motion of Mr. Smith, of Hancock, the same was indefinitely postponed.

The House took up the Report on the Bill to prevent the obstructing of Railroads, and to punish for the same.

Mr. Trippe moved to amend by inserting after the word "intention," the words "wilfully and maliciously;"

Which motion prevailed.

On motion of Mr. Floyd, the Bill was then indefinitely postponed.

The House went into Committee of the Whole, Mr. Moreley in the Chair, on the Bill to refund money to persons who granted fractions, lots, or islands, under the Act of 30th December, 1847, and under Act of 23d February, 1851, and having spent some time therein, the Committee rose and reported the same back to the House without amendment.

The Report was taken up.

On motion of Mr. Bailey, the same was indefinitely postponed.

The House took up the Report on the Bill to repeal an

Act to regulate the testimony of Attorneys at Law, passed 21st day of February, 1850.

Mr. Trippe moved to amend by the following proviso, to wit :

*Provided*, That the repeal of said Act shall not be construed to affect in any way the common law principle in reference to privilege or confidential communications from clients to Attorneys or Solicitors ; ”

Mr. Seward offered the following as a substitute in lieu of the same, to wit :

“ *Provided*, This Act repealing the aforesaid recited Act shall not be construed to change the rules or law of evidence as it existed prior to said Act of 1850 ;

Which was received.

The amendment as amended was then received.

The Report as amended was then agreed to.

The Bill was read the third time, and on the question, “ Shall this Bill now pass ? ” on the call of Mr. Stephens, the yeas and nays were required to be recorded, and are— yeas 28, nays 62.

Those voting in the affirmative, are Messrs.

Bloodworth,	Langmade,
Byrd,	McFarland,
Carr,	Milledge,
Christie,	Morehouse,
Cobb, of Dooly,	Morel,
Dyer,	Nasworthy,
Fall,	Price,
Floyd,	Richardson,
Gilmore,	Smith, of Coweta,
Hackney,	Thurmond,
Hall,	Trippe,
Henly,	Williford,
Henry,	Woodward,
Holland,	Wooldridge.

Those voting in the negative are Messrs.

Allred,	Jackoway,
Anderson, of Franklin,	Janes,
Anderson, of Wilkes,	Knox,
Armstrong,	Lane,
Barr,	Latimer, of Cobb,
Barnett, of Henry,	Latimer, of Warren,
Barlow,	Lowe,
Baugh,	McAfee,
Bellinger,	McLain,
Bivens,	Merrell,

Blackwell,	Moon,
Born,	Mobley,
Brinson,	Phillips,
Bulloch,	Pickett,
Cameron, of Chattooga,	Pierce,
Chastain,	Raulerson,
Clark, of Oglethorpe,	Reeves,
Clark, of Stewart,	Roberts,
Cobb, of Harris,	Robinson, of Laurens,
Daniel,	Robinson, of Macon,
Dawson, of Putnam,	Scarlett,
Dorminy,	Stephens,
Edwards,	Sumner,
Erwin, of Forsyth,	Thornton,
Felton,	Tift,
Fowler,	Tillman, of Appling,
Gardner,	Tillman, of Tattnall,
Gilbert,	Watts,
Harris, of Clarke,	Wofford,
Hussey,	Winn, of Gwinnett,
Irvin, of Wilkes,	Wynn, of Oglethorpe.

So the Bill was lost.

The House took up the Report on the Bill to exempt the "Scriven Troop," in Scriven county, from all public duty, and the same was indefinitely postponed.

The House took up the Report on the Bill to amend an Act authorizing certain Commissioners to raise, by lottery, a fund for the erection of monuments to the memory of Green and Pulaski, in the city of Savannah, passed December, 1837, and the original of which this is amendatory, and agreed thereto.

The Bill was read the third time and passed.

The following message was received from the Governor, by Mr. Paine, his Secretary :

MR. SPEAKER : I am directed by the Governor to lay before this branch of the General Assembly, a communication in writing.

On motion of Mr. Scarlett, the same was read, and which is as follows, to wit :

EXECUTIVE DEPARTMENT, }  
MILLEDGEVILLE, JANUARY 14, 1850. }

I herewith transmit to the General Assembly, a copy of "the proceedings of the Select and Common Councils of the City of Philadelphia," which have been forwarded to me with a request that I should lay them before your respective bodies.

The subject which is therein brought before you, will commend itself to your favorable consideration, and I feel

that it is only necessary for me to call your attention to it, to ensure for it your prompt and patriotic response.

(Signed.)

HOWELL COBB.

On motion of Mr. Mobley, the document accompanying the Message was referred to a Special Committee, consisting of Messrs. Mobley, Holland, Henry, Wofford, and Latimer, of Cobb,

The House took up the Report on the Bill to repeal the first section of an Act to prevent lumber measurers from being clerks, &c., and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to change the name of Asa Couch, of the county of Elbert, and for other purposes, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to repeal the ninth and nineteenth sections of the Gainesville Charter.

Mr. Tift moved to amend, by striking out all that part of the Bill repealing the ninth section of the Act mentioned.

Whereupon, on the call of Mr. Baugh, the yeas and nays were recorded, and are—yeas 50, nays 39.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	McAfee,
Barr,	Milledge,
Barnett, of Butts,	Merrell,
Bivins,	Mobley,
Bloodworth,	Nasworthy,
Brinson,	Patterson,
Carr,	Phillips,
Cobb, of Dooly,	Powell,
Cobb, of Harris,	Ramsay,
Daniel,	Raulerson,
Edwards,	Reeves,
Floyd,	Roberts,
Gilbert,	Robinson, of Laurens,
Gilmore,	Seward,
Grant,	Smith, of Hancock,
Gray,	Stephens,
Hackney,	Sumner,
Hall,	Tift,
Henly,	Tillman, of Appling,
Henry,	Tillman, of Tattnall,
Hussey,	Waldhour,
Janes,	Williford,
Latimer, of Warren,	Woodward,
Lewis,	Wooldridge,
Lochlin,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Allred,	Gardner.
Anderson, of Franklin,	Harris, of Clark,
Armstrong,	Hill,
Atkinson,	Holland,
Bailey,	Irvin, of Wilkes,
Baugh,	Jackoway,
Bellinger,	Knox,
Born,	Lane,
Bulloch,	Langinade,
Byrd,	Lowe,
Cannon,	Moon,
Chastain,	Pickett,
Christie,	Pierce,
Clark, of Oglethorpe,	Price,
Dawson, of Greene,	Richardson,
Dawson, of Putnam,	Thurmond,
Dyer,	Trippe,
Erwin, of Forsyth,	Watts,
Fall,	Wofford.
Fannin,	

On motion of Mr. Baugh, the Bill was then indefinitely postponed.

The House took up the Report on the Bill to authorize the Mayor and City Council of Macon to construct a Plank Road, &c.

On motion of Mr. Atkinson, the same was passed over for the present.

The House took up the Report on the Bill to exempt certain persons of McIntosh county from road duty, and for other purposes, &c., and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill to change the time for holding elections for members to represent the people of this State in the Congress of the United States, and agreed thereto.

Mr. Chastain moved to postpone the same indefinitely ;  
Which motion prevailed.

The House took up the Report on the Bill to relieve all practising Physicians from jury duty.

Mr. Trippe moved to amend the same by inserting after lunacy, the words, "Coroner's Inquests."

On motion of Mr. Chastain, the same was indefinitely postponed.

The House took up the Report on the Bill to add the white poll tax of the State to educational purposes, &c., and the same was indefinitely postponed.

The House took up the Report on the Bill to dispose of

the assets of the Central Bank, and for other purposes, therein named, and agreed thereto.

Pending the discussion thereon, leave of absence was granted to Mr. Culler for a few days, on account of illness in his family; also, to Mr. Loveless on account of indisposition of his family; also, to Mr. Daniel for a few days on a special business.

Leave of absence having been granted to Mr. Cobb, of Harris, for the balance of the session, through a wrong impression, and he having returned—on motion the same was withdrawn.

The House then adjourned until 3 o'clock, P M.

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THREE O'CLOCK, P M.

The House met pursuant to adjournment and proceeded with the unfinished business of the morning, which was the Bill to dispose of the assets of the Central Bank, and for other purposes therein named, and agreed thereto.

The Bill was read the third time and lost.

The House went into Committee of the Whole; Mr. Robinson of Macon in the Chair, on the Bill to appropriate to lay out and put in repair a road in Union county, &c., and having spent some time therein, the Committee rose and reported the same back to the House without amendment.

The Report was taken up.

Mr. Locklin moved to postpone the same indefinitely;

Which motion prevailed.

The House went into Committee of the Whole; Mr. Blackwell in the Chair, on the Bill to require the Governor to supply the Halls of the Capitol with new desks and chairs, and having spent some time therein, the Committee rose and reported the same back to the House without amendment.

Mr. Latimer of Cobb, moved to postpone the same indefinitely.

Whereupon, on the call of Mr. McComb and the second of Mr. Russell, the yeas and nays were recorded, and are—yeas 57, nays 51.

Those voting in the affirmative, are Messrs.

Allred,  
Anderson, of Wilkes,  
Bailey,  
Barlow,  
Baugh,

Latimer, of Warren,  
Lewis,  
Lochlin,  
Lowe,  
McAfee,



Bloodworth,	Milledge,
Bulloch,	Merrell,
Cameron, of Telfair,	Moreland,
Chastain,	Morel,
Christie,	Morris,
Cobb, of Dooly,	Nasworthy,
Cobb, of Harris,	Patterson,
Dawson, of Putnam,	Reeves,
Dorminy,	Robinson, of Macon,
Edwards,	Scarlett,
Erwin, of Forsyth,	Smith, of Hancock,
Fall,	Staten,
Fowler,	Sumner,
Gardner,	Thornton,
Gilmore,	Thurmond,
Grant,	Tift,
Gray,	Tillman, of Appling,
Harris, of Clarke,	Tillman, of Tattnall,
Henry,	Waldhour,
Irvin, of Wilkes,	Watts.
Jackoway,	Williford,
Latimer, of Cobb,	Winn, of Gwinnett.

Those voting in the negative are Messrs.

Anderson, of Franklin,	Holland,
Armstrong,	Hussey,
Atkinson,	Janes,
Bartow,	Lane,
Barr,	Langmade,
Barnett, of Butts,	McComb,
Barnett, of Henry,	McFarland,
Bivins,	McLain,
Blackwell,	Moon,
Born,	Mobley,
Byrd,	Phillips,
Cameron, of Chattooga,	Pickett,
Cannon,	Pierce,
Carr,	Price,
Clark, of Oglethorpe,	Raulerson,
Clark, of Stewart,	Richardson,
Dawson, of Greene,	Roberts,
Dyer,	Russell,
Felton,	Seward,
Floyd,	Stephens,
Hackney,	Trippe,
Hall,	Wall,
Harris, of McIntosh,	Wofford,
Harper,	Wooldridge,

Henly,  
Hill,

Wynn, of Oglethorpe.

The motion prevailed.

Mr. Thornton, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives the following Acts, to-wit :

An Act to lay out a new county from the counties of Talbot, Macon and Marion, and to attach the same to a Senatorial District ;

Also, an Act for the relief of William J. Jacobs of the county of Gwinnett, and for the relief of Adaline E. Waller, formerly Adaline E. Flowers of Troup county ; also, for the relief of Lewis C. Pearson and Susan Jackson ;

Also, an Act to amend an Act entitled " an Act to incorporate the South Western Rail Road Company " with power to extend branches to Albany in the county of Baker, and Fort Gaines in the county of Early, or to points below those places on the Chattahoochee and Flint Rivers, and to furnish those who may wilfully injure the same, assented to December 27th, 1845, and for other purposes, approved February 23d, 1850, and to incorporate the Cherokee Railroad Company, and to amend the Act incorporating the Atlanta and La Grange Railroad Company.

The House took up the Report on the Bill, to authorize James Daniel of the county of Madison, to establish a Ferry on his own land in said county, and to regulate the same ;

On motion of Mr. Robinson of Macon, the same was indefinitely postponed.

The House took up the Report on the Bill to require wills of personal property to be executed and proved in the same manner as is now prescribed by law for the execution and proof of devises of real estate, and agreed thereto ;

The Bill was read the third time and passed.

The House went into Committee of the Whole ; Mr. Stephens in the Chair, on the Bill to appropriate money for the purposes therein designated, and having spent some time therein, the Committee rose and reported the same back to the House without amendment ; and on motion of Mr. Harris, of Clark, the same was passed over for the present.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER—The Senate has passed the following Bill

A Bill to incorporate the Georgia and Florida Rail Road Company, to secure to the same certain privileges and for other purposes therein mentioned.

The Senate has passed the following bills of the House of Representatives :

A Bill for the pardon of Kinchen P Boon, now confined in the penitentiary for life, for the crime of murder ;

Also, a Bill to regulate the mode of suing the bonds of Executors, Administrators, and Guardians ;

Also, a Bill to incorporate a Fire Company in the city of Rome to be known by the name and style of the Oostanaula Fire Company, No. 1, and to grant to them certain privileges and exemptions, and to authorize the Mayor and Aldermen of said city of Rome to levy and collect a tax for the establishment and maintainance of a Fire Department in said city ;

Also, a Bill to appropriate money for making useful and necessary improvements in connection with the Lunatic Asylum ;

Also, a Bill to increase the jurisdiction of Magistrates in the city of Macon ;

Also, a Bill to incorporate the Talbotton Rail Road Company ;

Also, a Bill to change the time and place of holding the Supreme Court of the State of Georgia, in the Second Supreme Court Judicial Circuit.

The Senate has also passed the following Bills of the House with amendments to which they ask the concurrence of the House of Representatives.

A Bill to incorporate the Columbus and West Point Railroad and Plank Road Company, and to punish persons for violating the same ;

Also, a Bill to incorporate certain Churches, Camp Grounds, Academies, Masonic Lodges, Odd Fellows' Lodges, Divisions of Sons of Temperance, and other associations, and for other purposes therein named.

The House took up the Report on the Bill to regulate elections for members of the Legislature, &c. ; and on motion of Mr. Trippe, the same was passed over for present.

The House took up the Report on the Bill to authorize parties litigant or parties in interest, or plaintiffs or defendants, to testify in civil causes, &c.

The Committee on the Judiciary moved the following as a substitute in lieu thereof, to-wit :

A Bill to abolish actions for discovery and to examine parties litigant and parties in interest on certain conditions, &c.

Mr.——— moved to postpone the same indefinitely ;

The following message was received from the Governor by Mr. Paine, his Secretary :

MR. SPEAKER : The Governor has assented to and signed a Resolution in relation to the adjournment *sine die*, of the General Assembly on Thursday, the 22d of January, inst., and which has been deposited in the office of the Secretary of State.

The following message was received from the Governor by Mr. Paine, his Secretary :

MR. SPEAKER : I am directed by the Governor to lay before this branch of the General Assembly a communication in writing.

The question then recurred on the motion to postpone indefinitely, and on the call of Mr. Scarlett and the second of Mr. Hill, the yeas and nays were recorded, and are—yeas 74, nays 38.

Those who voted in the affirmative are Messrs.

Allred,	Harper,
Anderson, of Franklin,	Henly,
Anderson, of Wilkes,	Hussey,
Armstrong,	Janes,
Bailey,	Knox,
Barr,	Lane,
Barnett, of Butts,	Latimer, of Cobb,
Barnett, of Henry,	Latimer, of Warren,
Baugh,	Lewis,
Bivins,	Lochlin,
Blackwell,	Lowe,
Born,	McAfee,
Brinson,	McFarland,
Bulloch,	McLain,
Byrd,	Moon,
Cameron, of Chattooga,	Morris,
Cameron, of Telfair,	Nasworthy,
Cannon,	Perkins,
Chastain,	Pierce,
Clark of Oglethorpe,	Ramsay,
Clark, of Stewart,	Raulerson,
Cobb, of Harris,	Reeves,
Dawson, of Greene,	Robinson, of Laurens,
Dawson, of Putnam,	Russell,
Dorminy,	Staten,
Dyer,	Stephens,
Edwards,	Sumner,
Fall,	Thurmond,
Felton,	Tillman, of Appling,
Floyd,	Tillman, of Tattnall,

Fowler,	Trippe,
Gilbert,	Wall,
Gilmore,	Watts,
Grant,	Williford,
Gray,	Wofford,
Hall,	Woodward,
Harrison,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Atkinson,	Milledge,
Bartow,	Merrell,
Barlow,	Mobley,
Bellinger,	Morehouse,
Bloodworth,	Moreland,
Carr,	Morel,
Christie,	Patterson,
Cobb, of Dooly,	Perkins,
Erwin, of Forsyth,	Powell,
Fannin,	Price,
Gardner,	Richardson,
Hackney,	Roberts,
Harris, of Clarke,	Robinson, of Macon,
Harris, of McIntosh,	Scarlett,
Henry,	Seward,
Hill,	Smith, of Coweta,
Holland,	Tift,
Irwin, of Wilkes,	Waldhour,
Langmade,	Winn, of Gwinnett.

The Bill was lost.

On motion of Mr. Bloodworth the order was suspended, and he laid on the table the following Resolution to-wit:

*Resolved*, That the Clerk be directed to carry forthwith to the Senate, all Bills passed by the House this day ;

Which was taken up and agreed to.

The House adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment.

The House took up the Bill to authorize a grant to issue to Thomas A. Jones, to lot of land, No. One Hundred and Eighty-One—Tenth District of Carroll county.

Mr. Erwin of Forsyth, moved to amend by striking out so much thereof as relates to the payment of grant fee ;

Which motion prevailed.

The Report as amended was then agreed to.

The Bill was read the third time and passed.

The House took up the Report on the Bill to alter and amend the 4th section of an Act to amend the 26th section of the Judiciary Act, 26th December, 1849, and to prevent fraudulent enforcement of dormant judgment, and agreed thereto.

On motion of Mr. Henry, the same was recommitted, and the words December stricken out, and the "1st of March" inserted in lieu thereof.

Mr. Tift moved to amend by striking out all that part of the Bill relating to judgments hitherto obtained ;

Which motion prevailed.

Mr. Baugh moved to postpone the Bill indefinitely ;

Which motion prevailed.

The House took up the Report on the Bill to prescribe and point out the mode of taking testimony in cases of forcible entry and detainer and agreed thereto.

The Bill was read the third time and lost.

The House went into Committee of the Whole, Mr. Barlow in the Chair, on the Bill to incorporate and endow the Georgia Academy for the Blind, and having spent some time therein, the Committee rose and reported the same back to the House, without amendment.

The Report was taken up by sections.

The sixth section having been read, Mr. Cannon moved to amend by striking out the word "twenty" and inserting in lieu thereof, the word "thirty ;"

Which motion prevailed.

The Report as amended was then agreed to ;

The Bill was read the third time and passed.

The House took up the Report on the Bill to incorporate the Savannah and Amsterdam Steam Navigation Company.

Mr. Barr moved to postpone the Bill indefinitely ;

Which motion prevailed.

Mr. Thornton, from the Committee on Enrolment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to-wit :

An Act to appropriate money for making useful and necessary improvements in connection with the Lunatic Asylum ;

Also, an Act to increase the jurisdiction of Magistrates in the City of Macon ;

Also, an Act to incorporate the Talbotton Railroad Company ;

Also, an Act to incorporate the Fire Company of the city of Rome, and for other purposes ;

Also, an Act to change the time of holding the Supreme Court, in the Second Supreme Court Judicial Districts ;

Also, an Act for the pardon of Kinchen P Boon ;

Also, an Act to prescribe the mode of compensating Jurors in the counties of Lumpkin, Habersham and Murray.

The House took up the Report on the Bill to give a construction to the Fourth Section of the Statute of Frauds, so far as the same relates to a party. Defendant being chargeable upon any special promise to answer for the debt default or miscarriage of a third person, &c., and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill, to curtail the expense of proceedings in Equity and to dispense with the necessity of filing Cross Bills in Equity, &c. ;

And on motion of Mr. Thurmond, the same was indefinitely postponed.

On motion of Mr. Floyd, the following communication from his Excellency the Governor, was taken up and read, to-wit :

EXECUTIVE DEPARTMENT, }  
Milledgeville, January 14, 1852. }

I herewith enclose to the General Assembly a copy of a Preamble and Resolutions, adopted by the Legislature of Alabama, in compliance with the request contained in said Resolutions.

HOWELL COBB.

On motion of Mr. Scarlett, the documents referred to in the foregoing communication was referred to the Committee on Internal Improvements, and one hundred and fifty copies were ordered to be printed.

On motion of Mr. Scarlett, the Order was suspended, and the following Bills of the Senate were severally taken up and read the second time and committed for a third reading, to-wit :

A Bill to alter the time for holding the Inferior Courts of Harris county.

A Bill to amend the first section of the third article of the Constitution.

A Bill to authorize the Central Railroad and Banking Company to lease and work such Railroads as now connect, or hereafter may connect with the Central Railroad, &c.

A Bill to amend the several Acts heretofore passed, incorporating and relating the South-Western Railroad Company, &c.

A Bill to incorporate the Augusta, Atlanta and Nashville Magnetic Telegraph Company.

A Bill to amend the Acts incorporating and granting

corporate powers to the town of Bainbridge, in Decatur county, &c.

A Bill to incorporate the town of Marietta, in the county of Cobb, &c.

A Bill to repeal so much of an Act to change the names and legitimize the persons therein named, and for other purposes, approved February 16, 1850, so far as relates to the change of the name of William Hadaway.

A Bill to change the name of Andrew Jackson, of the county of Telfair, to that of Andrew Passmore, his reputed father.

A Bill to incorporate the town of DeSoto, in the county of Floyd.

A Bill to alter and change the times of holding the Superior Courts in the counties of Irwin and Telfair.

A Bill to authorize Simon H. Sanders, to use the water power at the Shoals, near Indian Spring, &c.

A Bill to amend an Act assented to 22d December, &c.

A Bill to give the election of Marshal and Deputy Marshal of the city of Atlanta, to the people, &c.

A Bill to fix the price of grants of lands in the tenth and eleventh districts of Ware county, &c.

A Bill to authorize grants to issue for fractions which were paid for by persons not holding certificates for the same, &c.

A Bill to change and alter the time of holding the Inferior Court of the county of Early, and the Fall Term of the Superior Court of the county of Bulloch.

A Bill to compensate the Grand and Petit Jurors of the county of Union.

A Bill to incorporate the Barnesville Male and Female School, and to appoint Trustees for the same.

A Bill to alter and change the county line between the counties of Clark and Madison, so as to include the land and residence of Obadiah Thompson, in the county of Madison, in the county of Clark.

A Bill to amend an Act to incorporate the Savannah Female Asylum Society in the city of Savannah.

A Bill for the relief of Sarah G. Foster, and to grant her privileges.

A Bill to point out and define the mode of service of writs of *scire facias*.

A Bill to authorize the Court of Ordinary of Upson county, to grant letters of administration on the undivided estate of Allen McWalker, deceased, late of Upson county, on certain considerations.

A Bill to prohibit owners, overseers and employers of slaves in this State, prohibiting said slaves to do unnecessary work on the Sabbath.

A Bill to compensate the owners of unenclosed grounds,



through which any of the Inferior Courts of this State may grant new roads.

A Bill to amend an Act to regulate the mode of portioning lands and tenements in certain cases in the State of Georgia, passed 26th December, 1837.

A Bill to authorize Justices of the Peace, in any State case, to recognize witnesses for their appearance at Court, at any time, as well as at the time of trial for the commitment.

A Bill to change the name of Martha R. Harvey, to Martha R. Dixon.

A Bill to dispose of personal property, levied upon and claimed, and for other purposes.

A Bill to authorize the several Railroad Companies of this State, to establish through rates for transportation and conveyance of produce, merchandize and passengers over their respective Roads, jointly.

A Bill to incorporate the Columbus and Greenville Plank Road and Turnpike Company, and the Columbus and Lannahassee Plank and Turnpike Road Company, and the Atlanta and Sweet Water Plank and Turnpike Road Company, &c.

A Bill to change the name of Eliza Jarratt, of Harris county, to that of Eliza Hatchet.

A Bill to alter and amend the eighth section of the fourth division of the penal code.

A Bill to incorporate the Male Academy at Atlanta, and others.

A Bill to incorporate a Savings' Bank at Augusta, and to incorporate and confer certain powers on certain associations therein named.

A Bill to incorporate the Baptist Church in the town of Marietta, in the county of Cobb, and to appoint Trustees for the same; and other churches therein named.

A Bill to add a lot of land, No. Sixty-Two, in the Seventh District, originally Baldwin, now Twiggs county, to the county of Bibb.

A Bill to organize a Volunteer Battalion in the city of Savannah, to be called the Independent Volunteer Battalion of the city of Savannah.

A Bill to incorporate the Sweet Water Manufacturing Company.

A Bill to alter and amend the Militia Laws of Georgia, so far as they relate to the 1st Regiment, 1st Brigade, and 1st Division of Georgia Militia.

A Bill to incorporate the Coosa and Chattooga River Railroad Company.

A Bill to authorize Rhæsa McRae to build a Bridge across the Ogechee River, &c.

A Bill to regulate the advertisements of Clerks, Sheriffs

and County officers, and provide for the preservation of newspapers containing the same, and for other purposes.

A Bill to amend the several Acts now in force regulating the fees of Magistrates, &c.

A Bill to incorporate the Indian Spring Railroad Company.

A Bill to amend an Act to incorporate the town of Americus in Sumter county, passed December 22d, 1832.

A Bill to amend an Act to incorporate the New York and Savannah Steam Navigation Company.

A Bill to incorporate the Lawrenceville Manufacturing Company.

A Bill to incorporate the Griffin Collegiate Female Seminary, and appoint Trustees for the same.

A Bill to prescribe certain rules and regulations to be observed by the several Railroad Companies, &c.

A Bill to authorize the Inferior Court of Lee county to build a Court House and Jail at Starkville in said county, &c.

A Bill to organize volunteer corps in the several counties in this State.

A Bill to grant exemptions to cavalry corps, and for the formation of squadrons of cavalry, &c.

A Bill to repeal an Act, passed 26th December, 1827, consolidating academies and the Common School Fund of the State of Georgia, and all subsequent Acts in relation thereto, &c.

A Bill to incorporate the city of Oglethorpe, and to amend an Act incorporating the town of Oglethorpe.

A Bill to prohibit fire hunting and camp hunting in the counties of Baker, Irwin, Dooly, Thomas and Telfair.

A Bill more effectually to prevent fraud in elections of this State, &c.

A Bill to add part of the county of Pike to the county of Spalding.

A Bill to authorize the levying of tax for the purpose of building a Jail in Blairsville, in the county of Union.

A Bill to appoint Trustees for the Camden county Academy.

A Bill to extend the provisions of the Act of 14th December, 1849, to the 25th December, 1852, so far as to authorize the granting of land or headrights.

A Bill to confer certain privileges upon certain persons, therein named, &c.

A Bill amendatory of the general Road Laws of this State, so far as relates to the county of Baldwin.

A Bill to incorporate a Bank in the city of Atlanta, to be called the Atlanta Bank.

A Bill to incorporate the Oglethorpe Bridge and Turn-

pike Company, and to punish those who may wilfully injure the same.

A Bill for the relief of the teachers of poor children.

A Bill to repeal an Act approved 24th December, 1847 to compel persons owning or holding plantations or negroes in any county of this State, and not residing thereon, to give in and pay tax for the same in said county.

A Bill to relieve James J. D. Crawford from disabilities and protection of minority.

A Bill to alter and change the name of Robert Fenn, formerly of Clark, now Wilkinson county, to that of William Robert Fenn ; and to change the names of other persons therein named.

A Bill for the full return of the effective militia strength of this State.

A Bill to remove and make of force the Act incorporating the Thomaston and Barnesville Railroad Company, &c.

A Bill to compel all agencies of Banks of other States, established in this State, to take out license to do business, and to pay into the Treasury a tax therefor.

A Bill to incorporate the Henderson and Martharsville Plank Road and Turnpike Company.

A Bill to create a new precinct in the county of Warren, to be called Bermuda, and for other purposes therein specified.

A Bill to confer upon the Inferior Court of the counties of Carroll, Hall and Lee, the power of examining and allowing the Tax Collectors, insolvent lists.

A Bill to legalize the adjournment of Decatur and Baker Superior Courts, &c.

A Bill to incorporate Carrollton Chapter, Number Twenty-Five, of Free and Accepted Masons.

A Bill to legalize and make valid any process heretofore signed by any Deputy Clerks, or which may hereafter be signed by them.

A Bill to authorize the Justices of the Inferior Court of Dade county to levy an extra tax.

A Bill to alter and amend the twenty-first section of the fourth division of the penal code, &c.

A Bill to compel persons owning five thousand or more acres of land lying in the counties of Clinch, Decatur and Rabun, to give in and pay taxes for the same in said counties.

A Bill to authorize the Ordinary of Wayne county to keep his office at his own residence in said county.

A Bill to authorize Robert C. McCulloch of the city of Griffin, in Spalding county to practice medicine, &c.

A Bill to open and construct a Railroad from the terminus of the North Carolina Railroad at or near the Locust

Stake on the State line, and thence by the most practicable route, by way of Clayton, in Rabun county, &c.

A Bill to incorporate the Culloden Railroad Company with power to construct a Railroad from the town of Culloden, in Monroe county, to Barnesville, in Pike county.

A Bill to alter and amend an Act, approved December 22d, 1847, to compensate the Grand and Petit Jurors in Campbell county, &c.

A Bill to amend the Road Laws of this State, &c.

A Bill to authorize the Mayor and Council of the city of Atlanta and Rome, to levy and collect a tax within the corporate limits of said cities, &c.

A Bill to incorporate the Albany Bridge Company;

On motion of Tift, the same was referred to a Special Committee consisting of Messrs. Tift, Roberts, and Cobb, of Dooly.

A Bill to relieve Robert H. Dixon, &c.

A Bill to add an additional section to the Act, supplementary to the Act for the appointment of county officers, approved December 4th, 1799.

A Bill to incorporate a Bank in the city of Columbus, to be called the Manufacturers' and Mechanics' Bank.

A Bill to amend an Act to incorporate the city of Columbus, and to prescribe the powers and duties of the City Guard.

A Bill to change the time of holding the Superior Courts in certain counties therein named.

A Bill to incorporate the Georgia and Florida Railroad Company, &c.

The following Bill of the Senate was taken up and read a second time and engrossed for a third reading, to-wit :

A Bill to change the names of Martha G. Wilson and Charles G. Wilson, to the names of Martha G. Caldwell and Charles G. Caldwell.

A Bill to more effectually to prevent the furnishing of intoxicating liquors to slaves.

The House adjourned until half-past 9 o'clock to-morrow morning.

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THURSDAY, JAN. 15, 1852.

The House met pursuant to adjournment.

Mr. Seward moved to reconsider so much of the Journal of yesterday as relates to the indefinite postponement and amendment to the Bill repealing the ninth and nineteenth sections of the Gainesville Railroad Charter.

The House agreed to reconsider.

Mr. Hill moved to reconsider so much of the Journal of yesterday as relates to the indefinite postponement of the Bill incorporating the Savannah and Amsterdam Steam Navigation Company.

The House agreed to reconsider.

Mr. Thornton, from the Committee on Enrolment, reports as duly enrolled the following Act, to wit :

An Act to regulate the mode of suing the bonds of Executors, Administrators and Guardians.

On motion of Mr. Harris, of Clarke, the Order was suspended, and the following Resolution of the Senate was taken up and concurred in, to-wit :

*Resolved by the Senate and House of Representatives,* That no mileage be allowed any member for a longer distance than the nearest public route from his residence to the seat of Government.

On motion of Mr. Trippe, the Order was suspended, and the following Bill was taken up and read the second time and committed for a third reading, to wit :

A Bill, to make valid all records made in certain cases therein specified.

The House took up the Report on the Bill to provide for the payment of certain creditors of the Bank of Darien, and on motion of Mr. Floyd, the same was passed over for the present.

The House took up the Engrossed Bill to authorize James A. Straynge, of the county of Jackson, to peddle, &c., without license.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Williford, and the second of Mr. Tillman, of Tattnall, the yeas and nays were required to be recorded, and are—yeas 62, nays 44.

Those who voted in the affirmative are Messrs.

Allred,	Hackney,
Anderson, of Franklin,	Hall,
Armstrong,	Harrison,
Atkinson,	Harper,
Bartow,	Hill,
Barr,	Holland,
Barnett, of Butts,	Jackoway,
Barnett, of Henry,	Lane,
Baugh,	Langmade,
Blackwell,	Latimer, of Cobb,
Bloodworth,	McComb,
Born,	McFarland,
Brinson,	Milledge,
Cameron, of Chattooga,	Merrell,

Cameron, of Telfair,	Moon,
Carr,	Morehouse,
Christie,	Patterson,
Cobb, of Dooly,	Perkins,
Daniel,	Pierce,
Dawson, of Greene,	Powell,
Dawson, of Putnam,	Price,
Dorminy,	Roberts,
Dyer,	Russell,
Edwards,	Staten,
Erwin, of Forsyth,	Sumner,
Fall,	Thurmond,
Fannin,	Trippe,
Floyd,	Watts,
Gilbert,	Wofford,
Gilmore,	Wooldridge,
Grant,	Winn, of Gwinnett.
Gray,	

Those voting in the negative are Messrs.

Anderson, of Wilkes,	McAfee,
Bailey,	McLain,
Bellinger,	Mobley,
Bivins,	Moreland,
Bulloch,	Morel,
Byrd,	Nasworthy,
Cannon,	Phillips,
Chastain,	Pickett,
Clark, of Stewart,	Raulerson,
Cobb, of Harris,	Reeves,
Fowler,	Richardson,
Fuller,	Robinson, of Macon,
Gardner,	Scarlett,
Harris, of Clarke,	Seward,
Harris, of McIntosh,	Shewmake,
Henly,	Smith, of Coweta,
Hussey,	Smith, of Hancock,
Irvin, of Wilkes,	Thornton,
Janes,	Tillman, of Appling,
Latimer, of Warren,	Tillman, of Tattnall,
Lewis,	Waldhour,
Lowe,	Williford.

So the Bill was passed.

The House went into Committee of the Whole, Mr. Wofford in the Chair, on the Bill to appropriate ten thousand dollars to make a geological and agricultural survey of the State of Georgia, and having spent some time there-

in, the Committee rose and reported the same back to the House without amendment.

The Report was taken up.

Mr. Latimer, of Cobb, moved to postpone the same indefinitely ;

Which motion prevailed.

The House took up the Report on the Bill to permit the Georgia Railroad Company and the Waynesboro Railroad Company, and the South Carolina Railroad Company, to establish a common depot in the city of Augusta, and to facilitate the communication between said Companies, on certain conditions, and on motion of Mr. Floyd, the same was postponed and made the Special Order of the Day for Saturday next.

The House took up the Report on the Bill supplementary to the Act to levy and collect a Tax for the political years 1852 and 1853.

Mr. Wofford raised the point of Order, that the Bill proposes to allow the Governor and Comptroller General to assess a certain per cent. on all the taxable property returned by the Receivers of Tax Returns of the several counties in this State, sufficient to raise three hundred and seventy-five thousand dollars, and no more. The same proposition was rejected by the House on the consideration of the *ad valorem* Tax Bill.

The Chair overruled the point.

Mr. Wofford appealed from the decision of the Chair.

Mr. Waldhour moved the "previous question," and the demand was seconded by the House.

The question then propounded by the Chair was, "Shall the main question be now put?" and the same was decided in the affirmative.

The main question being then propounded, "Shall the decision of the Chair stand as the judgment of the House?" on the call of Mr. Cannon, and the second of Mr. Wofford, the yeas and nays were required to be recorded, and are—yeas 76, nays 38.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,  
Atkinson,  
Bartow,  
Barnett, of Butts,  
Barnett, of Henry,  
Barlow,  
Bivens,  
Blackwell,  
Bloodworth,

Lane,  
Langmade,  
Latimer, of Cobb,  
Latimer, of Warren,  
Lewis,  
Lowe,  
McAfee,  
McFarland,  
Merrell,

Born,	Irvin, of Wilkes,
Brinson,	Moon,
Cameron, of Telfair,	Mobley,
Carr,	Moreland,
Castens,	Morel,
Christie,	Morris,
Clark, of Oglethorpe,	Nasworthy,
Clark, of Stewart,	Perkins,
Cobb, of Dooly,	Pierce,
Cobb, of Harris,	Ramsay,
Daniel,	Reeves,
Dawson, of Greene,	Richardson,
Dawson, of Putnam,	Roberts,
Dyer,	Robinson, of Macon,
Fall,	Scarlett,
Fannin,	Seward,
Felton,	Shewmake,
Floyd,	Smith, of Coweta,
Fuller,	Smith, of Hancock,
Gardner,	Stephens,
Gilbert,	Thornton,
Gilmore,	Tift,
Hackney,	Tillman, of Tattnall,
Harrison,	Trippe,
Harris, of McInosh,	Waldhour,
Harper,	Wall,
Henly,	Watts,
Henry,	Woodward,
Hill,	Wooldridge,
Hussey,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Knox,
Armstrong,	Lochlin,
Bailey,	McLain,
Barr,	Patterson,
Baugh,	Phillips,
Bulloch,	Pickett,
Byrd,	Powell,
Cameron, of Chattooga,	Raulerson,
Cannon,	Robinson, of Laurens,
Chastain,	Russell,
Dorminy,	Staten,
Edwards,	Sumner,
Grant,	Thurmond,
Gray,	Tillman, of Appling,
Hall,	Watts,
Holland,	Wofford.
Jackoway,	Winn, of Gwinnett,



The decision of the Chair was sustained.

The question then recurred on agreeing to the Report of the Committee.

Mr. Tillman, of Tatnall, moved the "previous question."

The question propounded was, "Will the House sustain the demand for the previous question?" and the same was decided in the affirmative.

The question then next propounded, was: "Shall the main question be now put?"—and the same was decided in the affirmative.

The main question was then propounded: "Will the House agree to the Report of the Committee of the Whole?" and the same was decided in the affirmative.

The Bill was read the third time.

Mr. Chastain moved the "previous question."

The question propounded was, "Will the House second the demand for the previous question?" and the same was decided in the affirmative.

The question then propounded was, "Shall the main question be now put?" and the same was decided in the affirmative.

The main question being then propounded, "Shall this Bill now pass?" on the call of Mr. Baugh, and the second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 57, nays 60.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	Irvin, of Wilkes,
Atkinson,	Lane,
Bartow,	Langmade,
Barnett, of Butts,	Latimer, of Cobb,
Barnett, of Henry,	McAfee,
Bivins,	Milledge,
Blackwell,	Morehouse,
Bloodworth,	Morris,
Brinson,	Nasworthy,
Castens,	Perkins,
Clark, of Oglethorpe,	Pierce,
Clark, of Stewart,	Price,
Cobb, of Dooly,	Ramsay,
Cobb, of Harris,	Richardson,
Daniel,	Roberts,
Dawson, of Putnam,	Scarlett,
Dyer,	Shewmake,
Fall,	Smith, of Coweta,
Fannin,	Smith, of Hancock,
Floyd,	Stephens,
Gardner,	Thornton,
Gilmore,	Trippe,

Hackney,	Waldhour,
Harrison,	Wall,
Harris, of Clark,	Woodward,
Harris, of McIntosh,	Wooldridge,
Harper,	Winn, of Gwinnett,
Henry,	Wynn, of Oglethorpe.
Hill,	

Those who voted in the negative, are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Latimer, of Warren,
Armstrong,	Lewis,
Bailey,	Lochlin,
Barr,	Lowe,
Barlow,	McFarland,
Baugh,	McLain,
Bellinger,	Merrell,
Born,	Moon,
Bulloch,	Mobley,
Byrd,	Moreland,
Cameron, of Chattooga,	Morel,
Cameron, of Telfair,	Patterson,
Cannon,	Phillips,
Carr,	Pickett,
Chastain,	Powell,
Christie,	Raulerson,
Dorminy,	Reeves,
Edwards,	Robinson, of Laurens,
Erwin, of Forsyth,	Robinson, of Macon,
Fuller,	Russell,
Gilbert,	Seward,
Grant,	Staten,
Gray,	Sumner,
Hall,	Thurmond,
Henly,	Tift,
Holland,	Tillman, of Appling,
Hussey,	Tillman, of Tattnall,
Jackoway,	Williford,
Janes,	Wofford.

The Bill was lost.

The following message was received from the Governor, by Mr. Paine, his Secretary:

MR. SPEAKER: The Governor has approved and signed the following Acts:

An Act, to prohibit the sale of deadly weapons and to prescribe the manner of carrying the same, and to punish

for a violation of the same, and to repeal an Act to guard and protect the citizens of this State against the unwarrantable use of deadly weapons, assented to 25th December, 1837 ;

An Act to extend and define the corporate limits of the town of Newnan, in the county of Coweta ;

An Act to alter and fix the time of holding the Superior Courts in the South-Western Circuit, and to change the time of holding the Inferior Courts in the counties of Sumter and Lee, and to require the Judge of said Circuit to hold Court two weeks in Sumter and Lee, at each term of said Courts, if the business is not disposed of ; and to draw two panels of Grand and Petit Jurors in said counties ; and to legalize the adjourned terms of Decatur, Early and Baker Superior Courts, and to change the time of holding the Fall Term of the Superior Court of the county of Stewart ;

An Act to prevent the driving of any horned cattle, or cattle of the cow kind, from Pickens' and Andersons' Districts, in South Carolina, or any other places that may be infected with distemper, into the county of Rabun ;-

An Act to extend the provisions of the Act to amend the several Acts, now in force, regulating the fees of magistrates and constables in the State of Georgia, so far as relates to the county of Chatham ;

An Act to change the line between the counties of Cass and Floyd, so as to add certain lots of land therein named to the county of Floyd, and to define the line between the counties of Paulding and Cobb ; and to define the line between the counties of Paulding and Polk ; and to change the line between the counties of Walker and Gordon ; and to change the line between the counties of Cass and Paulding ; also, the line between the counties of Murray and Gordon ; also, the line between the counties of Cass and Gordon ; also, the line between the counties of Thomas and Baker ; and the line between Floyd and Polk ; and the line between Ware and Wayne ;

An Act to change the name of the LaGrange Female Collegiate Seminary ;

An Act to compensate Grand and Petit Jurors in certain counties therein named, and to provide for the payment of the same ;

An Act to regulate the mode of electing constables in the city of Savannah ;

An Act to repeal an Act to authorize the citizens of McIntosh county to elect Commissioners of Pilotage for the port of Darien, and to regulate the fees of the same, approved January 18th, 1850 ; and for the purpose of altering the time, mode and manner of electing said Commissioners, and for other purposes therein mentioned ;

An Act to authorize the Treasurer of Pike county, or the Treasurer of the Poor School Fund of said county, to pay over to L. E. Stubbs, or his lawful representative, the sum of money therein named, and to authorize the Treasurer, or person having control of the Poor School Funds in Cherokee county, to pay over to Achillius Foster and James McDaniel, Wm. Knox and John Holcomb the amount due them for teaching in the years 1850 and 1851 ;

An Act to incorporate the Sparta Hotel Company ;

Which have been deposited in the office of the Secretary of State.

The House took up the Report on the Bill, to prolong and extend the charter of the Bank of St. Marys', &c.

On motion of Mr. Clark, of Stewart, the same was postponed indefinitely.

On motion of Mr. Bartow, the Order was suspended and the House took up the message of the Senate in relation to the following Resolution of the Senate, to-wit :

*Resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met,* That his Excellency the Governor, be authorized and required to employ counsel to defend such cases, pending in our Courts against the East Tennessee and Georgia Railroad Company and her agents, as have originated in the conflict of our own legislation ; and that he instruct the Solicitor General of the Cherokee Circuit to enter a *nolle prosequi* on all indictments growing out of the conflicts for possession of said Railroad track, in which no injury to person or property is involved ;

And the same was concurred in.

On motion of Mr. Bartow, the action of the House in relation to the same was reported by the Clerk immediately to the Senate.

On motion of Mr. Harris of Clark, Mr. Scarlett was added to the committee on auditing accounts.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER: The Senate has agreed to a Resolution requesting the voters at the next election for members of the General Assembly to endorse on their tickets "sale or no sale" as they may be for or against the sale of the Western and Atlantic Railroad, to which they ask the agreement of the House of Representatives.

The Senate has agreed to a Report and Resolution in relation to the claim of Joseph Sturges, Esq., against the State of Georgia, as the agent of the State in the prosecuting of certain claims against the General Government, to which they ask the agreement of the House of Representatives.

The Senate has also passed the following Bills of the House :

A Bill to prescribe the mode of laying out private ways, and for other purposes.

Also, a Bill to grant unto the Justices of the Inferior Court of Early county, a strip of unsurveyed land, and for other purposes therein named.

Also, a Bill for the relief of X. G. McFarland, of the county of Walker.

Also, a Bill to incorporate the Savannah Patent Steam Brick Company.

Also, a Bill to authorize William E. Wilson, of DeKalb county to practice medicine, charging compensation therefor.

Also a Bill to establish lost papers in the Justices Courts of this State, and for other purposes therein specified.

Also, a Bill to add an additional number of Trustees to Oak Bridge Academy, in Talbot county, &c.

On motion of Tift, the House took up first the reconsidered Bills in their Order, and then, in their Order, Bills passed over for the present.

Pending taking up the same—

The following message was received from the Governor, by Mr. Paine, his Secretary :

MR. SPEAKER : The Governor has approved and signed the following Acts :

An Act to authorize John W. Duncan to plead and practice Law in the several Courts of Law and Equity in this State on certain conditions.

An Act to extend and define the corporate limits of the town of Greenville, in the county of Meriwether.

An Act to repeal an Act, consolidating the offices of Tax Collector and Receiver in the county of Cherokee, passed December 19th, 1843, and to better provide for the paying of the Grand and Petit Jurors of said county.

An Act to amend an Act entitled an Act to amend the several Acts now in force regulating the fees of Magistrates and Constables in the State of Georgia so far as relates to the county of Chatham, approved December 19th, 1849, so as to include the Magistrates and Constables in the county of Baldwin.

An Act to authorize the Treasurer of the Poor School Fund in the county of Laurens, to pay over to William J. Daniel and Archibald McMillen the amount of their accounts for teaching poor children in the year 1851, in said county of Laurens.

An Act to keep open, remove and prevent obstructions to the free passage of fish, &c. in the Hiwassee river, from the North Carolina line to Osbornes' Mills, in the county of Union.

An Act to change the line between the counties of Campbell and Fayette, so as to include the residence of John Griffin and Thomas S. Roberts, now of the county of Fayette, in the county of Campbell ;

An Act for the pardon of Kinchen P Boon, now confined in the Penitentiary for life, for the crime of murder;

Which have been deposited in the office of the Secretary of State.

On motion of Mr. Smith, of Hancock, the Order was suspended, and he from the Select Committee to whom was referred a Bill to compensate the owners of slaves executed for capital offences, reported the same back to the House without the expression of an opinion on the same.

Mr. Harris, of Clark, from the Committee on Banks, to whom was referred "a Bill to prohibit encroachments upon the sovereign rights of the State of Georgia, by foreign Banking Institutions and their Agents within the limits of this State, and for other purposes therein specified, together with memorials from the citizens of the cities of Macon and Columbus upon the same subject, reported the same back to the House and recommend that it do not pass.

The House then took up the reconsidered Bill to allow Baxter B. Brown, of the county of Murray, and others to practice medicine, and charge for the same ;

On motion of Mr. Barr, the same was indefinitely postponed.

The House took up the Report on the reconsidered Bill to prohibit the importation of slaves into this State for the purpose of hire, sale or traffic, &c.

Mr. Cannon moved to postpone the same indefinitely ;

Mr. Hill moved to postpone the same for the present.

The question first propounded was, "will the House postpone the Bill for the present," and the same was decided in the negative.

The question then next propounded was, "will the House postpone the Bill indefinitely."

Pending that motion, Mr. Hill moved to make the Bill the Special Order of the day for Monday next ;

Whereupon, on the call of Mr. Seward and the second of Mr. Atkinson, the yeas and nays were required to be recorded, and are—yeas 87, nays 31.

Those voting in the affirmative, are Messrs.

Allred,  
Anderson, of Franklin,  
Anderson, of Wilkes,  
Armstrong,  
Bailey,  
Bartow,

Janes,  
Knox,  
Lane,  
Langmade,  
Latimer, of Warren,  
Lewis,

Barr,	Lochlin,
Barnett, of Henry,	McAfee,
Barlow,	McComb,
Baugh,	McFarland,
Bellinger,	Milledge,
Bivins,	Mobley,
Blackwell,	Moreland,
Born,	Morris,
Brinson,	Nasworthy,
Bulloch,	Perkins,
Cameron, of Chattooga,	Pickett,
Castens,	Pierce,
Clark, of Oglethorpe,	Price,
Cobb, of Harris,	Ramsay,
Daniel,	Richardson,
Dawson, of Greene,	Roberts,
Dawson, of Putnam,	Robinson, of Laurens,
Dorminy,	Robinson, of Macon,
Dyer,	Russell,
Edwards,	Scarlett,
Erwin, of Forsyth,	Shewmake,
Fall,	Smith, of Coweta,
Fannin,	Smith, of Hancock,
Felton,	Stephens,
Floyd,	Thornton,
Fuller,	Thurmond,
Gardner,	Tillman, of Appling,
Gilmore,	Tillman, of Tattnall,
Hackney,	Trippe,
Hall,	Waldhour,
Harrison,	Wall,
Harris, of Clark,	Williford,
Harper,	Wofford,
Henly,	Woodward,
Henry,	Wooldridge,
Hill,	Winn, of Gwinnett,
Holland,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

Those voting in the negative, are Messrs.

Atkinson,	Jackoway,
Barnett, of Butts,	Lowe,
Bloodworth,	McLain,
Byrd,	Merrell,
Cannon,	Moon,
Carr,	Morehouse,
Chastain,	Morel,
Christie,	Patterson,
Clark, of Stewart,	Phillips,

Cobb, of Dooly,	Reeves,
Fowler,	Seward,
Gilbert,	Staten,
Grant,	Sunner,
Gray,	Tift,
Harris, of McInosh,	Watts.
Hussey,	

The motion prevailed.

The House took up the reconsidered Bill to amend the first section of an Act, to prescribe the mode for the collection of Rents, approved 26th December, 1811; and, also, the first section of an Act to point out the mode for the collection of Rents, and for the recovery of the possession of property within the city of Savannah, and the precincts thereof, assented to, 6th December, 1813.

The question then being propounded, "shall this Bill now pass," on the call of Mr. Henry and the second of Mr. Bartow, the yeas and nays were required to be recorded, and are—yeas 45, nays 67

Those voting in the affirmative, are Messrs.

Bailey,	Langmade,
Bartow,	Latimer, of Cobb,
Barnett, of Butts,	Latimer, of Warren,
Bellinger,	McComb,
Bloodworth,	McFarland,
Carr,	Milledge,
Christie,	Mobley,
Clark, of Oglethorpe,	Morel,
Clark, of Stewart,	Perkins,
Daniel,	Richardson,
Dawson, of Putnam,	Robinson, of Laurens,
Dyer,	Robinson, of Macon,
Edwards,	Scarlett,
Floyd,	Shewmake,
Harris, of Clarke,	Smith, of Coweta,
Harris, of McIntosh,	Stephens,
Harper,	Tift,
Henry,	Trippe,
Hill,	Woodward,
Holland,	Wooldridge,
Hussey,	Winn, of Gwinnett,
Knox,	Wynn, of Oglethorpe.
Lane,	

Those voting in the negative, are Messrs.

Allred,	Irvin, of Wilkes,
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Anderson, of Franklin,	Jackoway,
Anderson, of Wilkes,	Janes,
Armstrong,	Lewis,
Barr,	Lochlin,
Barnett, of Henry,	Lowe,
Barlow,	McAfee,
Baugh,	McLain,
Bivins,	Merrell,
Blackwell,	Moon,
Born,	Morehouse,
Brinson,	Moreland,
Bulloch,	Morris,
Byrd,	Nasworthy,
Cameron, of Chattooga,	Phillips,
Cameron, of Telfair,	Pickett,
Cannon,	Price,
Castens,	Ramsay,
Chastain,	Raulerson,
Cobb, of Dooly,	Reeves,
Cobb, of Harris,	Roberts,
Dorminy,	Russell,
Erwin, of Forsyth,	Seward,
Fall,	Smith, of Hancock,
Fannin,	Sumner,
Felton,	Thornton,
Fowler,	Thurmond,
Fuller,	Tillman, of Tattnall,
Gardner,	Waldhour,
Gilbert,	Wall,
Gilmore,	Watts,
Grant,	Williford,
Gray,	Wofford.
Henly,	

The Bill was lost.

The House took up the reconsidered Bill to prescribe the manner in which the Receivers of Tax Returns, in the several counties in this State shall make their returns of lands lying out of the counties in which the same may be returned, and on the question, "shall this Bill now pass," the same was decided in the negative.

The House took up the reconsidered Bill to amend an Act to protect Religious Societies in the exercise of their religious duties, approved December 13th, 1792, and on the question, "Shall this Bill now pass," the same was decided in the affirmative.

The House took up the reconsidered Bill to alter and amend an Act to authorize the subscription by the State to

the capital stock of the Milledgeville and Gordon Railroad Company, passed 6th February, 1850 ;

On motion of Mr. Wofford, the same was recommitted, and he offered the following proviso, to-wit :

*Provided*, That the Milledgeville and Gordon Railroad Company shall guarantee to the State the payment of six per cent. annually on the amount of stock so owned by the State in said Company ;

Which was received ;

The Report of the Committee of the Whole, as amended, was then agreed to, and on the question, "shall this Bill now pass ;" on the call of Mr. Cannon, the yeas and nays were recorded, and are—yeas 84, nays 31.

Those voting in the affirmative, are Messrs.

Allred,	Hussey,
Anderson, of Wilkes,	Irvin, of Wilkes,
Atkinson,	Lane,
Bailey,	Latimer, of Cobb,
Bartow,	Latimer, of Warren,
Barnett, of Butts,	Lochlin,
Barnett, of Henry,	Lowe,
Barlow,	McAfee,
Bivins,	McComb,
Blackwell,	McFarland,
Bloodworth,	Milledge,
Born,	Merrell,
Brinson,	Morehouse,
Cameron, of Chattooga,	Morel,
Cameron, of Telfair,	Patterson,
Carr,	Perkins,
Castens,	Pierce,
Christie,	Price,
Clark, of Oglethorpe,	Ramsay,
Clark, of Stewart,	Richardson,
Cobb, of Dooly,	Roberts,
Cobb, of Harris,	Robinson, of Laurens,
Dawson, of Greene,	Robinson, of Macon,
Dawson, of Putnam,	Russell,
Dyer,	Scarlett,
Fall,	Seward,
Fannin,	Shewmake,
Felton,	Smith, of Coweta,
Floyd,	Staten,
Fuller,	Stephens,
Gardner,	Sumner,
Gilmore,	Thurmond,
Gray,	Tift,
Hall,	Tillman, of Tattnall,

Harrison,	Trippe,
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Wall,
Harper,	Wofford,
Henly,	Woodward,
Henry,	Wooldridge,
Hill,	Winn, of Gwinnett,
Holland,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Lewis,
Armstrong,	McLain,
Barr,	Moon,
Baugh,	Mobley,
Bellinger,	Moreland,
Bulloch,	Morris,
Byrd,	Nasworthy,
Cannon,	Phillips,
Dorminy,	Pickett,
Edwards,	Raulerson,
Erwin, of Forsyth,	Reeves,
Fowler,	Smith, of Hancock,
Gilbert,	Tillman, of Appling,
Grant,	Watts,
Janes,	Williford.
Knox,	

The Bill was passed.

The House took up the reconsidered Bill, to prevent the abatement of that class of personal actions, called actions in test;

On motion of Mr. Irvin. of Wilkes, the same was indefinitely postponed.

The House took up the reconsidered Bill to make penal for any persons to cut or carry off from the land of another person or persons, without authority. &c.

On motion of Mr. Felton, the same was indefinitely postponed.

Mr. Seward moved to suspend the Rule to lay on the table a Resolution, authorizing the Governor to borrow money, if the necessities of the Government should require it :

Whereupon, on the call of Mr. Janes, the yeas and nays were recorded, and are—yeas 56, nays 53.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Hill,
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Bartow,	Irvin, of Wilkes,
Barr,	Latimer, of Cobb,
Barnett, of Butts,	Lewis,
Barnett, of Henry.	Lowe,
Barlow,	McAfee,
Bellinger,	McComb,
Bivins,	McFarland,
Bloodworth,	Merrell,
Christie,	Mobley,
Clarke, of Oglethorpe,	Morehouse,
Cobb, of Dooly,	Morris,
Cobb, of Harris,	Nasworthy,
Dawson, of Greene,	Patterson,
Dyer,	Pierce,
Erwin, of Forsyth,	Ramsay,
Fannin,	Robinson, of Laurens,
Floyd,	Scarlett,
Fowler,	Seward,
Gardner,	Shewmake,
Gilmore,	Smith, of Coweta,
Grant,	Smith, of Hancock,
Gray,	Tift,
Hall,	Waldhour,
Harrison,	Wall,
Harris, of McIntosh,	Williford,
Harper,	Winn, of Gwinnett,
Henry,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Allred,	Lane,
Anderson, of Franklin,	Latimer, of Warren,
Armstrong,	Lochlin,
Atkinson,	McLain,
Bailey,	Milledge,
Baugh,	Moon,
Born,	Moreland,
Brinson,	Morel,
Bulloch,	Perkins,
Byrd,	Phillips,
Cameron, of Chattooga,	Pickett,
Cannon,	Price,
Carr,	Raulerson,
Castens,	Reeves,
Dorminy,	Richardson,
Edwards,	Robinson, of Macon,
Fall,	Staten,
Felton,	Stephens,
Fuller,	Sumner,
Gilbert,	Thurmond,

Harris, of Clarke,	Tillman, of Appling,
Henly,	Tillman, of Tattnall,
Holland,	Trippe,
Hussey,	Watts,
Jackoway,	Wofford,
Janes,	Woodward.
Knox,	

The Resolutions passed by the House requiring two-thirds to suspend the Rule; the motion was lost.

The House took up the reconsidered Bill to endow the Southern Botanical Medical College at Macon, Georgia; and on the question, "shall this Bill now pass," on the call of Mr. Barlow, and the second of Mr. ———, the yeas and nays were recorded, and are—yeas 60, nays 46.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Lochlin,
Atkinson,	McAfee,
Baily,	McComb,
Barnett, of Butts,	McFarland,
Barnett, of Henry,	Milledge,
Bellinger,	Moon,
Bloodworth,	Morehouse,
Bulloch,	Patterson,
Carr,	Perkins,
Casteus,	Phillips,
Chastain,	Pickett,
Cobb, of Dooly,	Pierce,
Dawson, of Putnam,	Price,
Edwards,	Roberts,
Erwin, of Forsyth,	Robinson, of Laurens,
Felton,	Robinson, of Macon,
Floyd,	Russell,
Fowler,	Scarlett,
Fuller,	Seward,
Gardner,	Shewmake,
Grant,	Smith, of Coweta,
Hackney,	Stephens,
Harper,	Trippe,
Hill,	Waldhour,
Holland,	Wall,
Hussey,	Wofford,
Irvin, of Wilkes,	Woodward,
Lane,	Wooldridge,
Latimer, of Cobb,	Winn, of Gwinnett.
Lewis,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Allred,	Jackoway,
Anderson, of Franklin,	Janes,
Armstrong,	Knox,
Barr,	Latimer, of Warren,
Barlow,	Lowe,
Baugh,	Merrell,
Bivens,	Mobley,
Born,	Moreland,
Brinson,	Morel,
Byrd,	Morris,
Cannon,	Nasworthy,
Clark, of Oglethorpe,	Raulerson,
Dawson, of Greene,	Reeves,
Dorminy,	Richardson,
Fall,	Smith, of Hancock,
Gilbert,	Sumner,
Gilmore,	Thornton,
Gray,	Thurmond,
Hall,	Tift,
Harris, of Clarke,	Tillman, of Appling,
Harris, of McIntosh,	Tillman, of Tattnall,
Henly,	Watts,
Henry,	Williford.

The Bill was passed.

Mr. Janes from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to-wit :

An Act, to grant unto the Justices of the Inferior Court of Early county, a strip of unsurveyed land, and for other purposes therein named ;

Also, an Act to add an additional number of Trustees to Oak Ridge Academy, in Talbot county, and to provide for the removal of the same ;

Also, an Act, for the relief X. G. McFarland, of Walker county ;

Also, an Act to establish lost papers in the Justices Courts of this State, and for other purposes therein specified ;

Also, an Act to incorporate "the Savannah Patent Steam Brick Company ;"

Also, an Act to authorize William E. Wilson, of the county of DeKalb, to practice medicine, charging compensation therefor.

The House then adjourned until 3 o'clock, P M.

THREE O'CLOCK, P M.

The House met pursuant to adjournment, and took up the reconsidered Bill to amend an Act to exempt from levy and sale certain property therein mentioned, assented to December 10th, 1840.

Mr. Russel moved to recommit the Bill;

Which motion prevailed.

Mr. Russel moved to amend by inserting "one yoke of oxen, where the family owns no horse;"

Which motion prevailed.

Mr. Wofford moved to amend by adding "two horse wagon and cart."

Mr. McLane moved to amend the amendment by striking out the word "wagon:" which motion prevailed.

Mr. Bloodworth moved to postpone the Bill indefinitely ;

Which motion was lost.

Mr. Bailey moved to strike out the word "cart;"

Which motion was lost.

The amendment as amended was then agreed to ;

The report, as amended, was then agreed to, and the Bill was passed.

The House took up the reconsidered Bill to make penal the trading with free persons of color, without written authority from the guardian of such free person of color, and to provide for the punishment thereof ;

On motion of Mr. Hill, the same was recommitted ;

On motion of Mr. Dyer, the same was postponed indefinitely.

The House took up the reconsidered Bill to authorize the Governor of Georgia to issue bonds for \$200,000, to be loaned and secured, to assist in the construction and equipments of a branch railroad, from the town of Oglethorpe, or some other point on the South-Western Railroad, to Albany, in Baker county ;

On motion of Mr. Tift, the same was recommitted.

Mr. Tift moved the following as a substitute in lieu of the second section, to-wit :

*Be it further enacted*, That when \$200,000 of stock shall be subscribed in good faith by solvent and good subscribers, the private property of each being liable for his subscription, the Governor is hereby authorized and required to issue bonds of the State to the said Company for \$200,000, bearing six per cent. interest per annum, payable semi-annually ; the principal of said bonds payable three years from the date thereof ; *Provided*, That the said Company shall give security, to be approved by the Governor, for the payment of the semi-annual interest on the said bonds, into the Treasury of the State ;

Which was received.

The report, as amended, was then agreed to, and on the question, "Shall this Bill now pass?" on the call of Mr. Dyer, the yeas and nays were required to be recorded, and are—yeas 46, nays 68.

Those voting in the affirmative, are Messrs.

Atkinson,	Hussey,
Bartow,	Irvin, of Wilkes,
Barnett, of Henry,	Latimer, of Cobb,
Barlow,	McComb,
Bivins,	Milledge,
Carr,	Morehouse,
Christie,	Morris,
Clark, of Stewart,	Patterson,
Cobb, of Dooley,	Perkins,
Cobb, of Harris,	Powell,
Dorminy,	Price,
Edwards,	Ramsey,
Fannin,	Roberts,
Felton,	Robinson, of Laurens,
Fowler,	Robinson, of Macon,
Gardner,	Scarlett,
Gilmore,	Seward,
Hall,	Smith, of Coweta,
Harrison,	Staten,
Harris, of McIntosh,	Sumner,
Henry,	Tift,
Hill,	Waldhour,
Holland,	Wooldridge.

Those who voted in the negative, are Messrs.

Allred,	Latimer, of Warren,
Anderson, of Franklin,	Lewis,
Armstrong,	Lochlin,
Bailey,	Lowe,
Barnett, of Butts,	McAfee,
Baugh,	McFarland,
Bellinger,	McLain,
Blackwell,	Merrell,
Bloodworth,	Moon,
Born,	Mobley,
Brinson,	Moreland,
Bulloch,	Morel,
Byrd,	Nasworthy,
Cameron, of Chattooga,	Phillips,
Cannon,	Pickett,
Chastain,	Pierce,
Clark, of Oglethorpe,	Raulerson,



Dawson, of Greene,	Reeves,
Dawson, of Putnam,	Richardson,
Dyer,	Russell,
Erwin, of Forsyth,	Shewmake,
Fall,	Smith, of Hancock,
Floyd,	Stephens,
Fuller,	Thornton,
Gilbert,	Thurmond,
Grant,	Tillman, of Appling,
Gray,	Tillman, of Tattnall,
Hackney,	Tripp,
Harris, of Clark,	Wall,
Harper,	Watts,
Jackoway,	Wofford,
Janes,	Woodward,
Knox,	Winn, of Gwinnett,
Lane,	Wynn, of Oglethorpe.

The Bill was lost.

Mr. Janes, from the Committee on Enrolment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to-wit :

An Act to prescribe the mode of laying out private ways, and for other purposes.

Mr. Mobley, from the Special Committee, to whom was referred the communication of his Excellency the Governor, accompanied by certain Resolutions of the Select and Common Councils of the city of Philadelphia, relating to the consecration of Independence Hall, by the Original Thirteen States, and the erection of Monuments in the groves near the place and spot where the Declaration of Independence was framed and signed, reported the following Resolutions, to-wit :

*Resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met,* That the Hon. John McPherson Berrien, and the Hon. William C. Dawson, our Senators in the Congress of the United States, be and they are hereby appointed Delegates from this State, to attend a meeting of Delegates from the Thirteen Original States of this Union, to be held in the city of Philadelphia on the 4th day of July next, there to take into consideration and deliberate upon a plan for carrying into effect the Resolutions of the Select and Common Councils of the city of Philadelphia, which have been transmitted to this General Assembly, and that they be respectfully requested to attend said meeting ; and in case of the failure of either to attend, the Governor shall appoint.

*Resolved,* That His Excellency the Governor be re-

quested forthwith to transmit a copy of these Resolutions to our said Delegates, and to the Select and Common Councils of the city of Philadelphia.

On motion of Mr. Mobley, the same was taken up and agreed to.

The House adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment.

The House took up the Report on the Bill to authorize His Excellency the Governor of the State of Georgia, to subscribe for stock in the South-Western Railroad Company, for the purpose of extending the Road of said Company, and to grant further powers to said Company.

On motion of Mr. Clark, of Stewart, the same was re-committed, and he moved to amend by offering the following additional section, to-wit :

*"And be it further enacted,* That whenever the bonds of the State herein authorized to be issued, shall fall due, the said South-Western Railroad Company, and the Central Railroad and Banking Company, shall, if required by the State, redeem and pay for the stock subscribed for as herein authorized, at the full value of One Hundred Dollars per share ; and the property of the said South-Western Railroad Company shall be bound for such redemption ; and the Central Railroad and Banking Company shall give a written guarantee to the Governor to this effect, before he shall subscribe for the stock in said South-Western Railroad ;"

Which was received.

The Report, as amended, was then agreed to, and then on the question, "Shall this Bill now pass?"

Mr. Mobley moved the "previous question." The question propounded was, "Will the House sustain the call for the previous question?" and the same was decided in the affirmative.

The question then propounded was, "Shall the main question be now put?" and the same was decided in the affirmative.

The main question then being propounded, "Shall this Bill now pass?" on the call of Mr. McLain, and the second of Mr. Clark, of Stewart, the yeas and nays were required to be recorded, and are—yeas 50, nays 54.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Latimer, of Cobb,
Atkinson,	McComb,
Bailey,	McFarland,
Bartow,	Milledge,
Barlow,	Merrell,
Bellinger,	Morehouse,
Bivins,	Morel,
Cameron, of Chattooga,	Patterson,
Carr,	Perkins,
Christie,	Powell,
Clark, of Stewart,	Price,
Cobb, of Dooly,	Ramsay,
Cobb, of Harris,	Roberts,
Dawson, of Greene,	Robinson, of Laurens,
Dyer,	Robinson, of Macon,
Edwards,	Russell,
Fannin,	Seward,
Felton,	Smith, of Hancock,
Gardner,	Staten,
Gilmore,	Tillman, of Appling,
Harrison,	Trippe,
Henry,	Waldhour,
Hill,	Williford,
Irvin, of Wilkes,	Woodward,
Jackoway,	Wooldridge.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Harper,
Armstrong,	Knox,
Barr,	Lane,
Barnett, of Butts,	Latimer, of Warren,
Barnett, of Henry,	Lochlin,
Baugh,	Lowe,
Blackwell,	McAfee,
Bloodworth,	McLain,
Born,	Moon,
Brinson,	Mobley,
Bulloch,	Moreland,
Byrd,	Morris,
Cannon,	Nasworthy,
Castens,	Phillips,
Chastain,	Pickett,
Clark, of Oglethorpe,	Pierce,
Dawson, of Putnam,	Raulerson,
Dorminy,	Reeves,
Erwin, of Forsyth,	Richardson,
Floyd,	Sumner,

Fowler,	Thurmond,
Fuller,	Tift,
Gilbert,	Tillman, of Tattnall,
Grant,	Wall,
Gray,	Wofford,
Hall,	Winn, of Gwinnett,
Harris, of Clark,	Wynn, of Oglethorpe.

So the Bill was lost.

The following message was received from the Senate by Mr. Glenn, their Secretary :

Mr. SPEAKER:—The Senate has passed the following Bill :

A Bill to incorporate the LaGrange Steam Mill Company, and for other purposes.

The Senate has also passed the following Bills of the House of Representatives :

A Bill to give painters who may paint houses in the counties of Baldwin and Bibb, a lien upon such houses and premises, of equal dignity with the lien of master masons and master carpenters, given by the several laws now of force in said counties ;

Also, a Bill to protect rafts and raftsmen from wanton injuries committed by steamboats navigating any of the rivers or waters of this State ;

Also, a Bill to repeal an Act, approved 22d February, 1850, entitled an Act to authorize and require the Sheriffs, Coroners, Clerks of the Superior and Inferior Courts, and Courts of Ordinary, in the several counties in this State, to advertise in certain newspapers, so far as the same relates to the county of Elbert ;

Also, a Bill to protect the citizens of this State from danger, by the running at large of lunatic and insane persons of color, slaves or free ;

Also, a Bill for the relief of purchasers of head-right warrants ;

Also, a Bill for the relief of Lewis F. Harris, administrator on the estate of Nathaniel F. Harris, deceased, and to authorize the Governor to draw his warrant on the Treasury in his favor, for the sum therein specified ;

Also, a Bill to compensate certain Grand and Petit Jurors in certain counties therein named, and provide for the payment of the same ;

Also, a Bill to change the time of holding the Spring term of the Superior Court in Clark county, and to authorize and require the Judge of the Superior Courts of the Western Circuit to hold Court two weeks at each Spring term of said Court in Clark county, and to fix the time of holding the Inferior Courts in the several counties therein named.

The Senate has also passed the following Bill of the House of Representatives, with amendments, to which they ask the concurrence of the House.

A Bill to appropriate money to compensate certain persons therein named for pursuing and arresting James Williams, who is charged with the offence of murder, and to reimburse said persons for expenditures in having said James Williams committed to jail, and to appropriate a sum of money to pay John Williams a reward paid by him for the arrest of Alfred Crawford.

The following message was received from the Governor, by Mr. Paine, his Secretary :

MR. SPEAKER: The Governor has approved and signed the following Acts :

An Act to lay out a new county, from the counties of Talbot, Macon, Marion, and to attach the same to a Senatorial District ;

An Act for the relief of William G. Jacobs, of the county of Gwinnett, and for the relief of Adaline E. Waller, formerly Adaline E. Flowers, of Troup county ; also, for the relief of Lewis C. Pearson, and Susan Jackson ;

An Act to regulate the mode of suing the bonds of executors, administrators, and guardians ;

An Act to change the time and place of holding the Supreme Court of the state of Georgia, in the second Supreme Court Judicial District ;

An Act to amend an Act to permit all the specie paying solvent banks of this State to issue bills of a denomination less than five dollars ; assented to December 27th, 1842 ;

An Act to increase the jurisdiction of magistrates, in the city of Macon ;

An Act to incorporate the Talbotton Railroad Company ;

An Act to prescribe the mode of compensating the jurors of the Superior and Inferior Courts of the counties of Lumpkin, Habersham, and Murray.

Which have been deposited in the office of the Secretary of State.

The House then adjourned until half past 9 o'clock, to-morrow morning.

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FRIDAY, JANUARY 16TH, 1852.

Mr. Fuller moved to reconsider so much of the Journal of yesterday, as relates to the rejection by the House of the Bill supplementary to an Act, entitled an Act, to levy and collect a tax for the political years 1852 and 1853, approved, January 9th, 1852.

Mr. Felton moved the "previous question."

The question being then propounded, "will a majority of the House second the demand for the previous question?" the same was decided in the affirmative.

The question being then propounded, "Shall the main question be now put?" the same was decided in the affirmative.

The main question being then put, "Will the House reconsider?" on the call of Mr. Cannon, and the second of Mr. —, the yeas and nays were recorded, and are—  
yeas 65, nays 47

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Henry,
Armstrong,	Hill,
Atkinson,	Irvin, of Wilkes,
Bartow,	Lane,
Barnett, of Butts,	Latimer, of Cobb,
Barnett, of Henry,	Lewis,
Barlow,	Lowe,
Bellinger,	McAfee,
Bivins,	McComb,
Blackwell,	McFarland,
Bloodworth,	Milledge,
Born,	Merrell,
Brinson,	Moon,
Carr,	Morris,
Castens,	Nasworthy,
Christie,	Perkins,
Clark, of Oglethorpe,	Pierce,
Clark, of Stewart,	Richardson,
Cobb, of Dooly,	Roberts,
Dawson, of Putnam,	Scarlett,
Dyer,	Seward,
Fall,	Shewmake,
Fannin,	Smith, of Hancock,
Floyd,	Stephens,
Fuller,	Thornton,
Gardner,	Trippe,
Hackney,	Waldhour,
Hall,	Wall,
Harrison,	Woodward,
Harris, of Clark,	Wooldridge,
Harris, of McIntosh,	Winn, of Gwinnett,
Harper,	Wynn, of Oglethorpe.
Henly,	

Those voting in the negative are Messrs.

Allred,	Lochlin,
Anderson, of Franklin,	McLain,
Bailey,	Mobley,
Barr,	Morehouse,
Baugh,	Moreland,
Bulloch,	Morel,
Byrd,	Patterson,
Cameron, of Chattooga,	Phillips,
Cameron, of Telfair,	Pickett,
Cannon,	Price,
Chastain,	Ramsay,
Cobb, of Harris,	Raulerson,
Dorminy,	Robinson, of Laurens,
Edwards,	Russell,
Erwin, of Forsyth,	Smith, of Coweta,
Felton,	Staten,
Gilbert,	Sumner,
Grant,	Tift,
Gray,	Tillman, of Appling,
Holland,	Tillman, of Tattnall,
Hussey,	Watts,
Jackoway,	Williford,
Janes,	Wofford.
Knox,	

The House agreed to reconsider.

Mr. Bartow moved to reconsider so much of the Journal of yesterday as relates to the rejection by the House of the Bill authorizing the Governor of the State of Georgia to subscribe for stock in the South-Western Railroad Company, for the purpose of extending the Road of said Company, and to grant further powers to said Company.

The Chair decided that the motion was out of order, the same Bill having been reconsidered once prior to this time.

Mr. Bartow appealed from the decision of the Chair;

Whereupon, on the call of Mr. Bartow, and the second of Mr. Clark, of Stewart, the yeas and nays were required to be recorded, and are—yeas 65, nays 42.

Those voting in the affirmative, are Messrs.

Allred,	Hussey,
Anderson, of Franklin,	Jackoway,
Anderson, of Wilkes,	Janes,
Armstrong,	Knox,
Bailey,	Lane,

Barr,	Latimer, of Cobb,
Barnett, of Butts,	Lewis,
Barnett, of Henry,	Lochlin,
Baugh,	Lowe,
Bellinger,	McAfee,
Blackwell,	Merrell,
Bloodworth,	Moon,
Born,	Moreland,
Brinson,	Nasworthy,
Bulloch,	Phillips,
Byrd,	Pickett,
Cameron, of Chatteoga,	Pierce,
Cameron, of Telfair,	Raulerson,
Cannon,	Reeves,
Chastain,	Richardson,
Dawson, of Putnam,	Shewmake,
Dorminy,	Sumner,
Erwin, of Forsyth,	Thurmond,
Fall,	Tift,
Fannin,	Tillman, of Appling,
Floyd,	Tillman, of Tattnall,
Gilbert,	Trippe,
Grant,	Wall,
Gray,	Watts,
Hackney,	Wofford,
Hall,	Winn, of Gwinnett,
Harrison,	Wynn, of Oglethorpe.
Harper,	

Those voting in the negative, are Messrs.

Atkinson,	Milledge,
Bartow,	Mobley,
Barlow,	Morehouse,
Bivins,	Patterson,
Carr,	Perkins,
Castens,	Price,
Christie,	Roberts,
Clark, of Oglethorpe,	Robinson, of Laurens,
Clark, of Stewart,	Robinson, of Macon,
Cobb, of Dooly,	Russell,
Cobb, of Harris,	Scarlett,
Edwards,	Seward,
Gardner,	Smith, of Coweta,
Harris, of Clark,	Smith, of Hancock,
Harris, of McNosh,	Staten,
Henly,	Stephens,
Henry,	Thornton,
Hill,	Waldhour,
Holland,	Williford,



Irvin, of Wilkes,  
McComb,

Woodward,  
Wooldridge.

The decision of the Chair was sustained.

Mr. McFarland, from the Committee on Enrolment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, to-wit:

An Act to change the time of holding the Spring term of the Superior Court in Clark county, and to require the Judge of the Western Circuit to hold Court two weeks in Clark county, and to fix the time of holding the Inferior Courts in Floyd, Forsyth, Chattooga, and Appling counties;

Also, an Act for the benefit of persons purchasing head-right warrants;

Also, an Act to repeal an Act, approved 22d February, 1850, entitled an Act to authorize and require the Sheriffs, Coroners, Clerks of the Superior and Inferior Courts, and Courts of Ordinary, in the several counties in this State, to advertise in certain newspapers, so far as the same relates to the county of Elbert;

Also, an Act for the relief of Lewis F. Harris, administrator on the estate of Nathaniel F. Harris, deceased, and to authorize the Governor to draw his warrant on the Treasury, in his favor, for the sum herein after mentioned;

Also, an Act to compensate certain Grand and Petit Jurors in certain counties therein named, and to provide for the payment of the same;

Also, an Act to protect Rafts and Raftsmen from wanton injuries committed by Steamboats navigating any of the rivers or waters of the State;

Also, an Act to give Painters who may paint houses in the counties of Bibb and Baldwin, a lien upon such houses and premises, of equal dignity with the lien of master masons and carpenters, given by the several laws now of force in said counties;

Also, an Act to protect the citizens of this State from danger by the running at large of lunatic and insane slaves, or free persons of color.

Mr. Harris, of Clark, from the Committee on Banks, to whom was referred the Bill in relation to issuing of Change Bills, and other Bills, and private Banking, to punish the violation of the same, and for other purposes, reported the same back to the House, and recommended it do not pass.

The House took up the Report on the reconsidered Bill, to repeal the 9th and 19th sections of an Act incorporating the Gainesville Railroad Company, approved December 28th, 1847.

Mr. Baugh moved to amend by offering the following substitute in lieu of the original Bill, to-wit :

A Bill to repeal the 9th and 19th sections of an Act incorporating the Gainesville Railroad Company, approved December 28th, 1847 ;

Which was received.

The Report, as amended, was then agreed to ;

The Bill was then passed.

On motion of Mr. Harper, the rule was suspended, and the House took up the Bill reconsidered this morning, supplementary to an Act entitled an Act to levy and collect a tax for the political years 1852 and 1853.

Mr. Trippe moved the "previous question."

The Chair propounded the question, "Will a majority of the House second the demand for the previous question?" and the same was decided in the affirmative.

The Chair then propounded the question, "Shall the main question be now put?" and the same was decided in the affirmative.

The main question being then put, "Shall this Bill now pass?" on the call of Mr. Jackoway, and the second of Mr. McLain, the yeas and nays were required to be recorded, and are—yeas 59, nays 51.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Lane,
Atkinson,	Latimer, of Cobb,
Bartow,	McAfee,
Barnett, of Butts,	McComb,
Barnett, of Henry,	Milledge,
Bivins,	Merrell,
Blackwell,	Moon,
Bloodworth,	Morehouse,
Brinson,	Morris,
Carr,	Nasworthy,
Clark, of Oglethorpe,	Perkins,
Clark, of Stewart,	Pierce,
Cobb, of Dooly,	Richardson,
Dawson, of Greene,	Roberts,
Dawson, of Putnam,	Robinson, of Macon,
Dyer,	Scarlett,
Fall,	Seward,
Fannin,	Shewmake,
Floyd,	Smith, of Coweta,
Fuller,	Smith, of Hancock,
Gardner,	Stephens,
Hackney,	Thornton,
Harrison,	Trippe,
Harris, of Clarke,	Waldhour,

Harris, of McIntosh,	Wall.
Harper,	Woodward,
Henly,	Wooldridge,
Henry,	Winn, of Gwinnett,
Hill,	Wynn, of Oglethorpe.
Irvin, of Wilkes,	

Those voting in the negative, are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Knox,
Bailey,	Lewis,
Barr,	Lochlin,
Barlow,	Lowe,
Baugh,	McLain,
Bellinger,	Mobley,
Born,	Moreland,
Bulloch,	Morel,
Byrd,	Patterson,
Cameron, of Chattooga,	Phillips,
Cameron, of Telfair,	Pickett,
Cannon,	Ramsay,
Chastain,	Raulerson,
Cobb, of Harris,	Reeves,
Dorminy,	Robinson, of Laurens,
Edwards,	Russell,
Erwin, of Forsyth,	Staten,
Fowler,	Sumner,
Gilbert,	Thurmond,
Grant,	Tift,
Gray,	Tillman, of Tattnall,
Hall,	Watts,
Holland,	Williford,
Hussey,	Wofford.
Jackoway,	

The Bill was passed.

The following Message was received from the Governor, by Mr. PAINE, his Secretary :

Mr. SPEAKER:—The Governor has approved and signed the following Acts :

An Act to amend an Act entitled an Act to incorporate the South-Western Railroad Company, with power to extend branches to Albany, in the county of Baker, and Fort Gaines, in the county of Early, or to points below those places on the Chattahoochee and Flint rivers, and to punish those who may wilfully injure the same, assented to December 27th, 1845, and for other purposes, approved February 23d, 1850 ; and to incorporate the Cherokee

Railroad Company ; and to amend the Act incorporating the Atlanta and LaGrange Railroad Company.

An Act to appropriate money for making useful and necessary improvements in connection with the Lunatic Asylum.

An Act to incorporate the Fire Company of the city of Rome, to be known by the name and style of Oostanaula Fire Company, No. 1, and to grant to them certain privileges and exemptions, and to authorize the Mayor and Aldermen of said city of Rome to levy and collect a tax for the establishment and maintenance of a Fire Department in said city.

An Act to authorize Augustus H. Anderson and Moses P. Greene, to erect a bridge across the Ogechee River, on their own land, in Burke county, and on the land of Daniel Kent, in Emanuel county ;

Which have been deposited in the office of the Secretary of State.

On motion of Mr. Trippe, the supplemental Tax Bill just passed, was reported forthwith to the Senate.

Mr. Clark, of Stewart, from the Special Committee to whom was referred the claims of the citizens of Georgia and Alabama on the General Government, on account of losses sustained on account of depredations committed by the Creek Indians in the late war, reported a memorial for the action of the House.

The House took up the Report on the Bill to make valid all records made in certain cases therein specified.

Mr. Trippe moved to amend the same by inserting in the blank the words "5th day of September, 1851 ;"

Which was received.

Mr. Trippe moved further to amend by inserting after the word "record," the words "and all other official acts ;"

Which motion prevailed.

Mr. Seward offered the following proviso as an amendment to the first section, to-wit :

"*Provided*, This Act shall only be construed to be applicable to records of marriage licenses and to no other ;"

Which was received.

The Report, as amended, was then agreed to ;

The Bill was read the third time and passed.

The House then took up the report on the Bill to incorporate a Bank in the town of LaGrange, to be called the Southern Central Bank.

The Special Committee to whom the same was referred, offered the following as a substitute in lieu thereof, to-wit :

A Bill to incorporate a Bank in the town of LaGrange, to be called the LaGrange Bank ;

The report, as amended, was then agreed to ;

The Bill was read the third time, and on the question,

"Shall this Bill now pass?" on the call of Mr. Barr, the yeas and nays were required to be recorded, and are—yeas 54, nays 45.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Hill,
Armstrong,	Holland,
Atkinson,	Irvin, of Wilkes,
Bailey,	Janes,
Bartow,	Lane,
Barnett, of Henry,	Latimer, of Cobb,
Barlow,	Latimer, of Warren,
Bellinger,	Lowe,
Bivins,	McComb,
Bloodworth,	Milledge,
Born,	Morehouse,
Carr,	Nasworthy,
Castens,	Perkins,
Clark, of Oglethorpe,	Price,
Clark, of Stewart,	Roberts,
Dawson, of Greene,	Robinson, of Macon,
Dawson, of Putnam,	Scarlett,
Fannin,	Seward,
Felton,	Smith, of Coweta,
Floyd,	Thornton,
Fowler,	Trippe,
Fuller,	Wall,
Gardner,	Watts,
Hackney,	Wofford,
Hall,	Wooldridge,
Harris, of Clark,	Winn, of Gwinnett,
Harris, of McIntosh,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Knox,
Barr,	Lochlin,
Barnett, of Butts,	McAfee,
Blackwell,	McFarland,
Brinson,	McLain,
Bulloch,	Merrell,
Byrd,	Moon,
Cameron, of Chattooga,	Phillips,
Cannon,	Pierce,
Chastain,	Reeves,
Christie,	Richardson,
Cobb, of Dooly,	Robinson, of Laurens,
Cobb, of Harris,	Russell,
Dorminy,	Shewmake,

Dyer,	Smith, of Hancock,
Erwin, of Forsyth,	Sumner,
Gilbert,	Thurmond,
Grant,	Tift,
Gray,	Tillman, of Tattnall,
Harrison,	Waldhour,
Henly,	Williford,
Hussey,	Woodward.
Jackoway,	

The Bill was passed.

The House took up the Report on the Bill to compensate the owners whose slaves are executed for capital offences.

On motion of Mr. Bailey, the same was indefinitely postponed.

The House took up the Report on the Bill to prohibit the encroachment upon the sovereign rights of the state of Georgia, by foreign banking institutions, and their agents within the limits of this State, and for other purposes therein specified.

Mr. Wooldridge moved to postpone the same indefinitely.

Mr. Bartow moved to postpone the same for the present.

The question first propounded was on postponement for the present ;

Which was lost.

The question then propounded was an indefinite postponement, and the same was decided in the affirmative.

The House took up the Report on the Bill in relation to the issuing of change bills, and private banking; to punish for a violation of the same, &c.

On motion of Mr. Clark, of Stewart, the same was postponed for the present.

The House took up the Report on the Bill to divorce John Holleman, of Laurens county, from his wife, and the same was indefinitely postponed.

The House took up the Report on the Bill to fix the time of holding the Superior Court in Meriwether county, &c., and the same was postponed for the present.

The took up the Report on the Bill to divorce Cynthia Fleming from Matthew L. Fleming, and the same was indefinitely postponed.

The House took up the Report on the Bill for the relief of Mary Daniel, and for other purposes, &c. The same was indefinitely postponed.

The House took up the report on the Bill to amend the Judiciary Act of 1799, and for the prevention of frauds, &c.

The same was indefinitely postponed.

The House went into Committee of the Whole, Mr. Hussey in the Chair, on the Bill to refund to certain persons therein named the amount of taxes illegally assessed against them in the county of Harris in 1851, and having spent some time therein, the Committee rose and reported the same back to the House, with amendment.

On motion of Mr. Barr, the same was indefinitely postponed.

The House took up the report on the Bill for the pardon of James Mouchet, convicted of murder on circumstantial evidence;

Mr. Clark, of Oglethorpe, moved the previous question; and on the question, "Will the House second the demand for the previous question?" the same was decided in the affirmative.

The question being then propounded, "Shall the main question be now put?" the same was decided in the affirmative.

The main question being then put, "Will the House postpone this Bill indefinitely?" the same was decided in the affirmative.

The House took up the Report on the Bill to amend an Act to amend the several Acts now in force regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the county of Chatham, and to provide for the mode of collecting the same, so as to extend the provisions of that Act to the county of Richmond; and on motion of Mr. Milledge, the same was indefinitely postponed.

The House went into Committee of the Whole, Mr. Trippe in the Chair, on the Bill for the relief of Joseph Marshall, Tax Collector, of Decatur county; and having spent some time therein, the Committee rose, and reported the same back to the House, without amendment.

The Report was taken up and agreed to.

The Bill was read the third time, and passed; and the Clerk was directed to carry the same forthwith to the Senate.

The House took up the Report on the Bill to transfer certain bank stock therein named to the Treasurer of the State, for public education; and the same was postponed indefinitely.

The House took up the report on the Bill to provide for the collection of tax of the State, and to prescribe the mode thereof, and the same was indefinitely postponed.

The House took up the Report on the Bill to incorporate the Coosa and Chattooga River Railroad, and the same was indefinitely postponed.

The House took up the Report on the Bill to amend an

Act for the relief of honest debtors, passed December 19th, 1823; and the same was indefinitely postponed.

The House took up the Report on the Bill to alter and amend the 3rd Section of the 1st Article of the Constitution of this State; and the same was indefinitely postponed.

The House took up the Report on the Bill to carry into effect a Resolution passed by the Convention of the State of Georgia, in December last; and the same was indefinitely postponed.

The House took up the Report on the Bill to incorporate a Bank in the town of Fort Gaines, in the county of Early, to be called the South-western Bank of Georgia, and other purposes therein named; and the same was indefinitely postponed.

The House adjourned until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met, pursuant to adjournment.

The House took up the Report on the Bill to require the Judges of the Superior Courts of this State, on the trial of all causes before a special jury, whether the same be of a civil or equitable nature, to have all the parol testimony or evidence given in taken down in writing, at the request of either counsel for plaintiff or defendant, in the words or language of the witness, as near as may be, and to require said Judges to reduce to writing before pronouncing the same, their judgment or opinion on all questions arising at law, in equity, and in all criminal causes; and also to require said Judges to reduce to writing before delivering the same, their charge to the aforesaid special and petit juries, in each and all of the aforesaid causes, and for other purposes therein mentioned.

Mr. Dyer moved to postpone the same indefinitely, and also moved the previous question; and on the question, "Will a majority of the House second the demand for the previous question," the same was decided in the affirmative; and the question then being put, "Shall the main question be now put," the same was decided in the affirmative.

The main question then being put—"Will the House postpone the Bill indefinitely"—the same was decided in the affirmative.

The House took up the Report on the Bill to protect the



people of Georgia against corrupt legislation, &c., and the same was indefinitely postponed.

The House took up the Report on the Bill to regulate the taxes on pine lands in Camden county, and the same was indefinitely postponed.

The House took up the Report on the Bill to prevent Deputy Sheriffs of this State from holding the office of Sheriff, &c., and the same was indefinitely postponed.

The House took up the Report on the Bill to repeal certain parts of an Act to point out the mode for the collection of rents, &c., and the same was indefinitely postponed.

The House took up the Report on the Bill to provide for the repairs of the State Road, &c., and the same was indefinitely postponed.

The House took up the Report on the Bill to carry into effect the last paragraph of the eighth section of the third article of the Constitution of this State, &c., and the same was indefinitely postponed.

The House took up the Report on the Bill to authorize and require the Governor of this State to lease, rent, or farm out the Western and Atlantic Railroad, &c., and the same was indefinitely postponed.

The House went into Committee of the Whole, Mr. Bloodworth in the Chair, on the Bill to provide for the education of a certain number of State Cadets, in the Georgia Military Institute, to defray the expenses of the same, and for other purposes therein mentioned; and having spent some time therein, the Committee rose, and reported the same back to the House, with amendment.

The Report was taken up.

Mr. Tillman, of Tattnall, moved to postpone the same indefinitely;

Which motion was lost.

Mr. Bartow moved to fill the blank with the sum of \$2,000 00.

Whereupon, on the call of Mr. Chastain, and the second of Mr. ———, the yeas and nays were required to be recorded, and are—yeas 54, nays 46.

Those voting in the affirmative are Messrs.

Anderson, of Wilkes,	Milledge,
Armstrong,	Mobley,
Atkinson,	Morehouse,
Bartow,	Moreland,
Barnett, of Butts,	Morel,
Born,	Morris,
Cameron, of Chattooga,	Nasworthy,
Carr,	Perkins,

Castens,	Phillips,
Clark, of Stewart,	Price,
Cobb, of Dooly,	Ramsay,
Cobb, of Harris,	Roberts,
Dawson, of Greene,	Robinson, of Macon,
Dyer,	Russell,
Felton,	Scarlett,
Gardner,	Seward,
Harrison,	Shewmake,
Harris, of Clarke,	Smith, of Hancock,
Harris, of McIntosh,	Thornton,
Harper,	Tift,
Henry,	Trippe,
Hill,	Waldhour,
Holland,	Wofford,
Hussey,	Woodward,
Irvin, of Wilkes,	Wooldridge,
Latimer, of Cobb,	Winn, of Gwinnett,
McLain,	Wynn, of Oglethorpe.

Those voting in the negative are Messrs.

Anderson, of Franklin,	Hall,
Bailey,	Jane,
Barr,	Lane,
Barnett, of Henry,	Latimer, of Warren,
Barlow,	Lewis,
Bellinger,	Lochlin,
Bivins,	Lowe,
Blackwell,	McAfee,
Bloodworth,	McFarland,
Brinson,	Merrell,
Bulloch,	Moon,
Byrd,	Pickett,
Cameron, of Telfair,	Raulerson,
Cannon,	Reeves,
Chastain,	Richardson,
Christie,	Staten,
Dawson, of Putnam,	Stephens,
Dorminy,	Sumner,
Erwin, of Forsyth,	Thurmond,
Fall,	Tillman, of Appling,
Floyd,	Tillman, of Tattnall,
Fuller,	Wall,
Gilbert,	Williford.
Gilmore,	

The motion prevailed.

Mr. Bartow moved further to amend by striking out in

the Bill the word "twenty-five," and inserting in lieu thereof the word "ten;"

Which motion prevailed.

The Report as amended was then agreed to.

The Bill was read the third time, and on the question, "Shall this Bill now pass," on the call of Mr. Shewmake, and the second of Mr. McLain, the yeas and nays were required to be recorded, and are—yeas 55, nays 53.

Those voting in the affirmative are Messrs.

Allred,	Milledge,
Anderson, of Wilkes,	Mobley,
Armstrong,	Morehouse,
Atkinson,	Morel,
Bartow,	Nasworthy,
Barnett, of Butts,	Patterson,
Born,	Perkins,
Cameron, of Chattooga,	Phillips,
Carr,	Price,
Castens,	Ramsay,
Cobb, of Dooly,	Roberts,
Cobb, of Harris,	Robinson, of Macon,
Dawson, of Greene,	Russell,
Dyer,	Scarlett,
Fannin,	Seward,
Felton,	Shewmake,
Gardner,	Smith, of Hancock,
Gray,	Thornton,
Harrison,	Tift,
Harris, of Clarke,	Trippe,
Harris, of McIntosh,	Waldhour,
Henry,	Watts,
Hill,	Wofford,
Holland,	Woodward,
Hussey,	Woolridge,
Irvin, of Wilkes,	Winn, of Gwinnett,
Latimer, of Cobb,	Wynn, of Oglethorpe.
McLain,	

Those voting in the negative are Messrs.

Anderson, of Franklin,	Hackney,
Bailey,	Hall,
Barr,	Jackoway,
Barnett, of Henry,	Janes,
Barlow,	Knox,
Bellinger,	Lane,
Bivins,	Latimer, of Warren,
Blackwell,	Lewis,

Bloodworth,	Lochlin,
Brinson,	Lowe,
Bulloch,	McAfee,
Byrd,	McFarland,
Cameron, of Telfair,	Merrell,
Cannon,	Moon,
Chastain,	Moreland,
Christie,	Pickett,
Clark, of Stewart,	Raulerson,
Dawson, of Putnam,	Reeves,
Dorminy,	Richardson,
Erwin, of Forsyth,	Staton,
Fall,	Stephens,
Floyd,	Sumner,
Fowler,	Thurmond,
Fuller,	Tillman, of Appling,
Gilbert,	Tillman, of Tattnall,
Gilmore,	Wall,
Grant,	Williford.

The Bill was passed.

Mr. McFarland, from the Committee on Enrollment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit :

An Act to regulate the mode of executing the bonds of receivers of banks, appointed according to the provisions the Act assented to December 13th, 1842 ;

Also, an Act to change the name of Asa Couch, of the county of Elbert, and for other purposes ;

Also, an Act to amend an Act entitled an Act to give to all persons employed on steamboats and other water crafts on the Chattahoochee, Altamaha, and Ocmulgee rivers, a lien on said steamboats or water crafts, for his, her, or their wages, and for wood and provisions furnished, and to point out and facilitate the mode of the collection of the same, assented to December 7th, 1841, so as to extend the provisions of the same, and in favor of machinists ;

Also, an Act to exempt certain persons of McIntosh county from road duty, and for other purposes ;

Also, an Act to incorporate the stockholders of the Carrolton Railroad Company ;

Also, an Act to repeal the first section of an Act entitled an Act to prevent lumber measurers from being clerks or agents of lumber buyers, or lumber mills, and to define the mode of measuring stocks, or hewn, or ranging timber, so far as the county of Chatham is concerned ;

The House took up the Report on the Bill to amend an

Act supplementary to the General Tax Laws, approved February 1st, 1850, and to repeal the second and fourth sections of said Act.

Mr. Trippe offered the following as a substitute, in lieu thereof, to wit:

A Bill to prescribe the rate of tax which shall be paid by the Macon and Western Railroad Company, and the time and manner of giving in the same;

Which was received.

The following message was received from the Senate, by Mr. Glenn, their Secretary:

MR. SPEAKER: The Senate has passed the following Bills:

A Bill to incorporate the stockholders of the Carrollton Railroad Company;

Also, a Bill to regulate the mode of executing the bonds of receivers of banks, appointed according to the provisions of the Act assented to December 13th, 1842;

Also, a Bill to amend an Act entitled an Act to give to all persons employed in steamboats and other water crafts in the Chattahoochee, Altamaha, and Ocmulgee rivers, a lien on said steamboats or water crafts, for his, her, or their wages, and for wood and provisions furnished, and to point out and facilitate the mode of collecting the same, assented to December 7th, 1841, so far as to extend the provisions of the same in favor of machinists;

Also, a Bill to change the name of Asa Couch, of the county of Elbert, and for other purposes;

Also, a Bill to repeal the first section of an Act entitled an Act to prevent lumber measurers from being clerks or agents of lumber buyers, or lumber mills, and to define the mode of measuring stocks of hewn or ranging timber, so far as the county of Chatham is concerned;

Also, a Bill to exempt certain persons of McIntosh county from road duty, and for other purposes therein named.

The Senate has also passed the following Bills of the House, with amendments, to which they ask the concurrence of the House of Representatives.

A Bill to amend an Act to amend an Act authorizing certain Commissioners to raise by lottery a fund for the erection of monuments to the memory of Green and Pulaski, in the city of Savannah, passed December, 1837, and the original Act of which the same is an amendment.

Also, a Bill to appropriate money to James I. Tooke, of the county of Talbot, on account of the overpayment of taxes.

Also, a Bill to establish, change, and abolish certain election precincts therein named.

The following message was received from the Governor, by Mr. Paine, his Secretary.

MR. SPEAKER: The Governor has approved and signed the following Acts:

An Act for the government and management of the Western and Atlantic Railroad;

An act for the relief of Thomas B. Andrews, and Thomas M. Murray, teachers of poor children, of the county of Early;

An Act to repeal an Act to amend an Act incorporating the city of Dalton, in Murray county, approved December 29th, 1847;

An Act for the relief of D. T. White, of Newton county.

An Act to change the name of the public site of the county of Clinch;

An Act to enlarge and extend the corporate powers of the town of Covington;

An Act to amend an Act to provide for the education of the poor, so far as the county of Twiggs is concerned;

An Act to repeal so much of an Act, so far as relates to Walker county, to authorize and require the Justices of the Inferior courts of Gilmer and Walker counties to proportion the poor school fund of said counties among the several districts, agreeably to the number of poor children returned, and to appoint a Treasurer to pay out the same;

Which have been deposited in the office of the Secretary of State.

The Report as amended, was then agreed to. The Bill was read the third time, and on the question "Shall this Bill now pass," and the same was decided in the affirmative.

On motion of Mr. Henry, the rule was suspended and he, from the Committee of Conference, presented the following Report, to wit:

MR. SPEAKER: The Committee of Conference, upon the Bill of this House, entitled an Act for the relief of Executors, Administrators and Guardians, have proceeded to discharge the duty imposed upon them, and beg leave to Report, That they unanimously concurred in recommending the House of Representatives to concur in the amendments of the Senate, so far as they proposed to strike out of said Bill all except the enacting clause and the seventh and eighth sections; and that the Senate recede from their amendment of an additional section to said Bill—all which is respectfully submitted.

CHARLES S. HENRY,  
RO. P. TRIPPE,  
NELSON TIFT,  
S. P. THURMOND.

The House agreed to the Report.

On motion of Mr. Henry the same was reported to the Senate immediately by the Clerk.

On motion of Mr. Hill, the Clerk was directed to report all Bills passed by the House to-day directly to the Senate, and

The House adjourned until 7 o'clock, P M.

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SEVEN O'CLOCK, P M.

The House met pursuant to adjournment.

On motion of Mr. Cannon the order was suspended, and he introduced the following Bill, to wit:

A Bill to authorize William McKinney and others to appoint some fit and proper person in lieu of O. T. Dickinson, should they deem such a course necessary to survey the 1st and 2d Districts of Rabun County,

Which was read the first time.

The House went into Committee of the Whole, Mr. Thurmond in the Chair, on the Bill to amend an Act to authorize the Savannah and Albany Railroad Company to make a Plank Road, &c.; and having spent some time therein, the Committee rose and reported the same back to the House with amendment.

The Report was taken up.

The Committee moved to amend by the following as a substitute in lieu of the original Bill, to wit:

A Bill to amend an Act to authorize the Savannah and Albany Railroad Company to make and use a Plank Road and Branches in connection with their Railroad and Branches, or in lieu thereof, approved February 21st, 1850, so as to authorize the construction of macademized, graded or Plank Roads, and for other purposes therein named—

Which was received;

The Report, as amended, was then agreed to;

The Bill was read the third time and passed under the title thereof as amended.

The House took up the Report on the Bill to incorporate the Cherokee Insurance and Banking Company and agreed thereto;

The Bill was read the third time and lost.

The House took up the Report on the Bill for the relief of William White and others of the County of Jackson, and the same was indefinitely postponed.

The House took up the Report on the Bill to change the boundary line between the Counties of Green and Taliaferro, and agreed thereto.

The Bill was read the third time, and on the question "Shall this Bill now pass," on the call of Mr. Dawson, of Green, and the second of Mr. Armstrong, the yeas and nays were required to be recorded, and are—yeas 49, nays 48.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Jackoway,
Atkinson,	Janes,
Barr,	Lane,
Bellinger,	Latimer, of Cobb,
Blackwell,	Lowe,
Bloodworth,	McFarland,
Born,	McLain,
Bulloch,	Milledge,
Byrd,	Moon,
Cameron, of Chatteoga,	Morris,
Carr,	Patterson,
Chastain,	Price,
Dawson, of Putnam,	Reeves,
Dorminy,	Richardson,
Erwin, of Forsyth,	Roberts,
Felton,	Staten,
Fowler,	Stephens,
Gilbert,	Thornton,
Grant,	Wall,
Gray,	Williford,
Hall,	Wofford,
Harrison,	Woodward,
Harris, of Clarke,	Wooldridge.
Harper,	Winn, of Gwinnett.
Irvin, of Wilkes,	

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Lochlin,
Armstrong,	McAfee,
Bailey,	McComb,
Barnett, of Butts,	Mobley,
Barnett, of Henry,	Morehouse,
Barlow,	Moreland,
Bivins,	Nasworthy,
Brinson,	Perkins,
Cameron, of Telfair,	Pierce,
Cannon,	Raulerson,
Clark, of Oglethorpe,	Robinson, of Laurens,
Cobb, of Dooly,	Scarlett,
Cobb, of Harris,	Seward,
Dawson, of Greene,	Shewmake,



Dyer,  
 Floyd,  
 Gardner,  
 Gilmore,  
 Harris, of McIntosh,  
 Henry,  
 Holland,  
 Knox,  
 Latimer, of Warren,  
 Lewis,

Smith, of Coweta,  
 Smith, of Hancock,  
 Sumner,  
 Thurmond,  
 Tift,  
 Tillman, of Tatnall,  
 Trippe,  
 Waldhour,  
 Watts,  
 Wynn, of Oglethorpe.

The Bill was passed.

The following Message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has passed a Bill to incorporate the Madison Branch Railroad Company.

The Senate has agreed to a resolution appointing Commissioners to examine into the condition of the funds of the Great Ogeechee River, and to make a report thereof to the next General Assembly, to which they ask the concurrence of the House of Representatives.

The Senate has also agreed to a report and resolutions in relation to the memorial of the Select and Common Council of the City of Philadelphia, in reference to the erection of one or more Monuments in the Grove near the Hall of Independence in said City, to which they ask the agreement of the House.

The Senate has also agreed to the Report of the Joint Committee of Conference, in relation to the disagreement of the House to the amendments of the Senate, to the Bill of the House, for the relief of Executors, Administrators and Guardians.

The House took up the Report on the Bill to change the time of holding the Superior Courts of Bibb County, and the same was indefinitely postponed.

The House went into Committee of the Whole, Mr. Clark, of Oglethorpe, in the Chair, on the Bill for the relief of certain persons therein named, and having spent some time therein, the Committee rose and reported the same back to the House without amendments ;

The Report was taken up and agreed thereto ;

The Bill was read the third time and lost.

The House took up the Report on the Bill to authorize George L. Bird, of the County of Taliaferro, to practice medicine on the Homeopathic system, and charge and collect therefor, and Mr. Barr moved to postpone the same indefinitely ;

Which motion was lost.

On motion the Bill was amended by allowing L. D.

Wyatt to practice on the Homeopathic system, and W. C. Dobbs, William B. Richards, Leander T. Battle, Henry L. Battle, Frederick Shaffer, the same privileges.

Mr. Holland moved to amend by the following proviso, to wit:

*“Provided, That they undergo an examination by regular Board of Physicians of this State.”*

Whereupon, on the call of Mr. Stephens and the second of Mr. ———, the yeas and nays were required to be recorded, and are—yeas 35, nays 62.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Lane,
Atkinson,	Latimer, of Warren,
Bailey,	Lewis,
Barr,	McAfee,
Barlow,	McFarland,
Bivens,	Mobley,
Blackwell,	Moreland,
Born,	Nasworthy,
Brinson,	Pickett,
Cobb, of Dooly,	Raulerson,
Cobb, of Harris,	Richardson,
Dorminy,	Seward,
Dyer,	Shewmake,
Erwin, of Forsyth,	Sumner,
Felton,	Tillman, of Appling,
Floyd,	Tillman, of Tattnall,
Gilbert,	Wooldridge.
Holland,	

Those voting in the negative, are Messrs.

Anderson, of Wilkes,	Latimer, of Cobb,
Armstrong,	Lochlin,
Bellinger,	Lowe,
Bloodworth,	McLain,
Bulloch,	Milledge,
Byrd,	Moon,
Cameron, of Chattooga,	Morris,
Cameron, of Telfair,	Patterson,
Cannon,	Perkins,
Carr,	Pierce,
Chastain,	Price,
Christie,	Reeves,
Clark, of Oglethorpe,	Roberts,
Clark, of Stewart,	Robinson, of Laurens,
Dawson, of Greene,	Robinson, of Macon,
Dawson, of Putnam,	Scarlett,

Fowler,	Smith, of Coweta,
Fuller,	Smith, of Hancock,
Gardner,	Staten,
Gilmore,	Stephens,
Grant,	Thornton,
Gray,	Thurmond,
Hall,	Tift,
Harrison,	Trippe,
Harris, of Clarke,	Waldhour,
Harris, of McIntosh,	Wall,
Harper,	Watts,
Irvin, of Wilkes,	Wofford,
Jackoway,	Woodward,
Janes,	Winn, of Gwinnett.
Knox.	Wynn, of Oglethorpe.

The motion was rejected.

Mr. Trippe moved to amend by the following proviso, to wit: *Provided*, That none of the Doctors herein made shall be allowed to practice only on the principle of "No cure no pay;"

Which was rejected.

Mr. Cannon moved the previous question, and on the question "Will the House second the demand for the previous question?" the same was decided in the affirmative.

The question then being propounded, "Shall the main question be now put?" the same was decided in the affirmative.

The main question being then put, "Will the House agree to the Report of the Committee of the Whole as amended?" the same was agreed to.

The Bill was read the third time, and on the question "Shall this Bill now pass?" on the call of Mr. Barlow and the second of Mr. Holland, the yeas and nays were required to be recorded, and are—yeas 46, nays 40.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Latimer, of Cobb,
Armstrong,	Lowe,
Bellinger,	McLain,
Blackwell,	Milledge,
Bloodworth,	Moon,
Bulloch,	Morris,
Byrd,	Patterson,
Cannon,	Perkins,
Carr,	Pierce,
Chastain,	Price,
Clarke, of Oglethorpe,	Roberts,

Dawson, of Putnam,	Robinson, of Laurens,
Erwin, of Forsyth,	Smith, of Coweta,
Fowler,	Smith, of Hancock,
Grant,	Stephens,
Gray,	Thornton,
Hall,	Thurmond,
Harris, of Clark,	Tift,
Harper,	Trippe,
Hill,	Waldhour,
Irvin, of Wilkes,	Wofford.
Jackoway,	Woodward,
Janes,	Winn, of Gwinnett.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Knox,
Baily,	Lane,
Barr,	Latimer, of Warren,
Barnett, of Butts,	Lewis,
Barlow,	McAfee,
Bivins,	McFarland,
Born,	Moreland,
Brinson,	Nasworthy,
Cameron, of Chattooga,	Pickett,
Cobb, of Harris,	Raulerson,
Dawson, of Greene,	Richardson,
Dorminy,	Robinson, of Macon,
Dyer,	Scarlett,
Felton,	Seward,
Floyd,	Shewmake,
Gardner,	Staten,
Gilbert,	Sumner,
Harrison,	Tillman, of Tattnall,
Harris, of McIntosh,	Wall,
Holland,	Wooldridge.

The Bill was passed.

Mr. Hill moved to read Senate Bills first and second time ;

Which motion prevailed.

The following Bills of the Senate were taken up and read the first time, to wit:

A Bill to incorporate the LaGrange Steam Mill Company and for other purposes ;

A Bill to incorporate the Madison Branch Railroad Company, &c.

The following Bills of the Senate were severally taken up and read the second time and committed for a third reading, to wit :

A Bill to change the name of Margaret Jane Brooks to that of Margaret Jane Chappell, &c.;

A Bill in relation to the issuing of Change Bills and Private Banking, to punish the same and to authorize the Banks of this State to issue Bills of a certain denomination;

A Bill to limit the time of taking out grants to the State's half and informer's half of any lot of land fraudulently drawn in any of the land or gold lotteries, &c.;

A Bill to authorize the Savannah and Ogeechee Canal Company to extend the Canal to the Altamaha River;

A Bill to secure to W. T. Colquitt and others, the right and privilege of using that part of the water of the Chattahoochee River belonging to the State, at and about the city of Columbus, and for other purposes, &c.;

A Bill to alter and amend the 27th section of the 10th division of the Penal Code;

A Bill to alter and amend the 1st section of an Act to alter and amend the several Acts in relation to itinerant traders, and to prescribe the mode of obtaining licence &c.;

A Bill to incorporate the Village of Cave Spring, in the county of Floyd, &c.;

A Bill to incorporate the Griffin Synodical College, and to grant to such incorporation certain rights, &c.;

A Bill to change the name of John Shehane, of the county of Chatham, to the name of John Theodore McFarland, &c.;

A Bill to authorize the Justices of the Inferior Court of Cherokee county to allow the Tax Collectors of said county their insolvent lists;

A Bill to alter and change the line between the counties of Lee and Sumter, and the lines between other counties, &c.;

A Bill to limit the lien of judgments rendered in any of the Courts of this State;

A Bill for the relief of the teachers of poor children of the county of Hall for the years 1844 and 1846, &c.;

A Bill amendatory of an Act to authorize the Mayor and Council of the city of Milledgeville to levy and collect a tax, &c.;

A Bill to alter and amend an Act to incorporate the Muscogee Asylum for the poor, &c.;

A Bill to incorporate Atlanta Lodge No. 59, and others therein mentioned, &c.;

A Bill to amend an Act passed 23d day of December, 1836, granting to the corporate authority of the city of Macon a tract of land adjoining said town, &c.;

A Bill to amend the several Acts incorporating Oglethope University;

A Bill to authorize a grant to issue to Henry S. Roberts, &c.;

A Bill to extend the corporate limits of the town of Eatonton, &c.;

A Bill to incorporate the Mt. Zion Academy in Murray county, and other Academies therein named, &c.;

A Bill to authorize the Commissioners of public roads in Chatham county, to shut up permanently the Creek between White Marsh and Oatland Islands, &c.;

A Bill to amend an Act to lay off and divide the State into eight Congressional Districts;

A Bill to amend an Act amendatory of the several Acts heretofore passed in relation to the city of Savannah, &c.;

A Bill to authorize the Justices of the Inferior Court of Cobb county to cause a new Court House to be built in said county, and for other purposes;

A Bill to authorize and require the Justices of the Inferior Court of the several counties in this State to hire out free persons of color, &c.;

A Bill to alter and amend an Act to protect the estates of orphans, &c.;

A Bill to require persons applying for a writ of *habeas corpus ad subjiciendum* in any State case, to give to the prosecutor notice of the time and place when said application will be given;

A Bill to change the penalty for the offence of Larceny from the House in certain cases;

A Bill to amend the several Acts heretofore passed in this State incorporating the Brunswick and Florida Railroad Company, and the several Acts amendatory thereto;

A Bill to incorporate the Lanier House Company at Macon;

A Bill to alter and fix the times of holding the Superior Courts in the Flint and Coweta Districts, &c.;

A Bill to amend and add an additional clause to the seventh section of the 2d article of the Constitution of this State;

A Bill to exempt certain citizens of Pike county from the performance of militia duty in certain cases, &c.;

A Bill to incorporate an Institution for the promotion of moral and Theological information, &c.;

A Bill to incorporate the Cherokee Railroad Company, and for other purposes therein contained;

A Bill to repeal the 1st section of an Act, approved December 19th, 1849, entitled an Act to repeal all laws respecting the importation of slaves into this State, &c.;

A Bill to incorporate Fraternal Lodge No. 37 of Free and Accepted Masons at McDonough, and others therein named, &c.

The House adjourned until half-past 9 o'clock to-morrow morning.

SATURDAY, JANUARY 17TH, 1852.

The House met, pursuant to adjournment.

Mr. Clark, of Stewart, moved to reconsider so much of the Journal of yesterday as relates to the rejection by the House of the Bill for the pardon of James Mouchet, convicted of murder on circumstantial evidence, &c.

Mr. Bird moved the previous question.

The question being propounded "Will the House sustain the call for the previous question?" the same was decided in the affirmative.

The question being then propounded, "Shall the main question be now put?" the same was decided in the affirmative.

The main question being then put, "Will the House agree to reconsider?"

On the call of Mr. McLane and the second of Mr. Dyer, the yeas and nays were required to be recorded, and are—  
yeas 53, nays 49

Those voting in the affirmative, are Messrs.

Atkinson,	Morehouse,
Barr,	Moreland,
Barlow,	Morris,
Bellinger,	Nasworthy,
Bivins,	Patterson,
Bloodworth,	Perkins,
Carr,	Phillips,
Christie,	Pickett,
Clark, of Stewart,	Pierce,
Cobb, of Dooly,	Powell,
Dawson, of Putnam,	Ramsey,
Edwards,	Roberts,
Floyd,	Robinson, of Laurens,
Fowler,	Robinson, of Macon,
Fuller,	Russell,
Gardner,	Seward,
Gray,	Smith, of Coweta,
Harrison,	Smith, of Hancock,
Harris, of McIntosh,	Staten,
Harper,	Tillman, of Appling,
Hill,	Tillman, of Tattnall,
Hussey,	Trippe,
Latimer, of Warren,	Watts,
Lochlin,	Woodward,
McComb,	Wooldridge,
Merrell,	Winn, of Gwinnett.
Mobley,	

Those voting in the negative, are Messrs.

Allred,	Holland,
Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Jackoway,
Bailey,	Knox,
Baugh,	Lane,
Blackwell,	Latimer, of Cobb,
Born,	Lewis,
Brinson,	Lowe,
Bulloch,	McAfee,
Byrd,	McLain,
Cameron, of Chattooga,	Moon,
Cannon,	Morel,
Castens,	Price,
Chastain,	Raulerson,
Clark, of Oglethorpe,	Reeves,
Dorminy,	Scarlett,
Dyer,	Shewmake,
Erwin, of Forsyth,	Stephens,
Fall,	Sumner,
Gilmore,	Tift,
Grant,	Wall,
Hackney,	Williford,
Hall,	Wofford,
Henly,	Wynn, of Oglethorpe.
Henry,	

The House agreed to reconsider.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER: The Senate has passed the following Bills of the House of Representatives :

A Bill for the prevention of foreigners peddling in the State of Georgia ;

Also, a Bill to repeal the first and second sections of an Act approved 23d February, 1850, entitled an Act to curtail the labor of Clerks of the Supreme Court, and to reduce the cost in said Court, and to authorize amendments in said Court ;

Also, a Bill to require all Wills of personal property to be executed and proved in the same manner as is now prescribed by law for the execution and proof of devises of real estate ;

Also, a Bill to endow the Southern Botanical Medical College at Macon, Georgia ;

Also, a Bill to incorporate and endow the Georgia Academy for the Blind.

The Senate has also passed the following Bills of the



House of Representatives with amendmen'ts, to which they ask the concurrence of the House :

A Bill to regulate practice in Courts of law and equity, and define the powers of the same :

Also, a Bill to secure the property of minors against the mismanagement of their Guardians by statute, by requiring bond and security as in other cases of Guardianship.

The House took up the special order of the day, which was the Report on the Bill to permit the Georgia Railroad Company and the Waynesboro' Railroad Company and the South Carolina Railroad Company to establish a common Depot in the city of Augusta, and to facilitate the communication between said Companies on certain conditions.

Mr. Wofford moved to postpone the same indefinitely.

Mr. Price moved the previous question, and on the question, " Will a majority of the House second the demand for the previous question ?" on the call of Mr. Floyd and the second of Mr. Mobley, the yeas and nays were required to be recorded, and are—yeas 64, nays 50.

Those voting in the affirmative, are Messrs.

Allred,	Irvin, of Wilkes,
Anderson, of Franklin,	Jackoway,
Anderson, of Wilkes,	Janes,
Bailey,	Knox,
Barr,	Lane,
Barnett, of Butts,	Latimer, of Cobb,
Barnett, of Henry.	Lewis,
Barlow,	Lowe,
Bivins,	McFarland,
Blackwell,	McLain,
Bloodworth,	Moon,
Born,	Mobley,
Brinson,	Morel,
Bulloch,	Nasworthy,
Byrd,	Perkins,
Cameron, of Chattooga,	Price,
Cannon,	Raulerson,
Carr,	Reeves,
Castens,	Robinson, of Laurens,
Chastain,	Robinson, of Macon,
Christie,	Shewmake,
Clark, of Oglethorpe,	Staten,
Cobb, of Dooly,	Sumner,
Dorminy,	Tillman, of Appling,
Dyer,	Tillman, of Tattnall,
Felton,	Waldhour,
Gardner,	Watts,
Hackney,	Williford,

Harrison,	Wofford.
Henly,	Woodward,
Holland,	Wooldridge,
Hussey,	Winn, of Gwinnett.

Those voting in the negative, are Messrs.

Atkinson,	Lochlin,
Baugh,	McAfee,
Bellinger,	McComb,
Clark, of Stewart,	Merrell,
Cobb, of Harris,	Morehouse,
Dawson, of Greene,	Moreland,
Dawson, of Putnam,	Morris,
Edwards,	Patterson,
Erwin, of Forsyth,	Phillips,
Fall,	Pickett,
Fannin,	Pierce,
Floyd,	Powell,
Fowler,	Ramsay,
Fuller,	Richardson,
Gilmore,	Roberts,
Grant,	Russell,
Gray,	Scarlett,
Hall,	Seward,
Harris, of Clark,	Smith, of Coweta,
Harris, of McIntosh,	Smith, of Hancock,
Harper,	Stephens,
Henry,	Thurmond,
Hill,	Tift,
Langmade,	Trippe,
Latimer, of Warren,	Wynn, of Oglethorpe.

The House sustained the call for the previous question.

The question then being propounded, "Shall the main question be now put?" the same was decided in the affirmative.

The main question being then propounded, "Will the House postpone the Bill indefinitely?" on the call of Mr. Janes and the second of Mr. Floyd, the yeas and nays were required to be recorded, and are—yeas 80, nays 32.

Those voting in the affirmative are Messrs.

Allred,	Langmade,
Anderson, of Franklin,	Latimer, of Cobb,
Anderson, of Wilkes,	Lewis,
Bailey,	Lowe,
Barr,	McFarland,
Barnett, of Butts,	McLain,
Barnett, of Henry,	Milledge,
Barlow,	Moon,
Bivins,	Mobley,
Bloodworth,	Morehouse,

Brinson,	Moreland,
Bulloch,	Morel,
Byrd,	Morris,
Cameron, of Chattooga,	Patterson,
Carr,	Perkins,
Castens,	Phillips,
Chastain,	Price,
Christie,	Ramsay,
Clark, of Oglethorpe,	Raulerson,
Clark, of Stewart,	Reeves,
Cobb, of Dooly,	Robinson, of Laurens,
Cobb, of Harris,	Robinson, of Macon,
Dyer,	Scarlett,
Edwards,	Shewmake,
Fall,	Smith, of Coweta,
Felton,	Smith, of Hancock,
Fowler,	Staten,
Gardner,	Stephens,
Gilmore,	Sumner,
Grant,	Thornton,
Gray,	Thurmond,
Harrison,	Tillman, of Appling,
Harris, of McIntosh,	Tillman, of Tattnall,
Henry,	Trippe,
Henry,	Waldhour,
Holland,	Watts,
Hussey,	Williford,
Irvin, of Wilkes,	Wofford,
Knox,	Woodward,
Lane,	Wooldridge.

Those voting in the negative, are Messrs.

Atkinson,	Janes,
Baugh,	Latimer, of Warren,
Bellinger,	Lochlin,
Blackwell,	McAfee,
Born,	McComb,
Cannon,	Merrell,
Dawson, of Greene,	Nasworthy,
Dawson, of Putnam,	Pickett,
Erwin, of Forsyth,	Pierce,
Floyd,	Richardson,
Fuller,	Roberts,
Hall,	Russell,
Harris, of Clarke,	Seward,
Harper,	Tift,
Hill,	Winn, of Gwinnett,
Jackoway,	Wynn, of Oglethorpe.

The motion prevailed.

On motion of Mr. Hill the order was suspended, and the House took up the message of the Senate in relation to the amendments of the Senate to the Bill of the House to appropriate money for the support of the Government for each of the political years 1852 and 1853.

The 1st, 2d, 3d having been read, the same was concurred in.

The 4th amendment having been read, which was appropriating \$7 00 per deim to the Secretary and Assistant Secretary of the Senate, and Clerk and Assistant Clerk of the House of Representatives, instead of \$6, as voted by the House. On agreeing to the same on the call of Mr. Tripp and the second of Mr. Armstrong, the yeas and nays were recorded, and are—yeas 44, nays 63.

Those voting in the affirmative, are Messrs.

Atkinson,	Langmade,
Bailey,	Latimer, of Cobb,
Barr,	McComb,
Barlow,	Milledge,
Bellinger,	Merrell,
Bivins,	Mobley,
Born,	Morehouse,
Byrd,	Patterson,
Cameron, of Chattooga,	Perkins,
Carr,	Price,
Castens,	Robinson, of Laurens,
Chastain,	Robinson, of Macon,
Cobb, of Dooly,	Russell,
Cobb, of Harris,	Scarlett,
Harrison,	Seward,
Harris, of McInosh,	Shewmake,
Henly,	Smith, of Coweta,
Henry,	Stephens,
Holland,	Thornton,
Hussey,	Tift,
Irvin, of Wilkes,	Wofford,
Janes,	Wooldridge.

Those voting in the negative, are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Lane,
Armstrong,	Latimer, of Warren,
Barnett, of Butts,	Lochlin,
Barnett, of Henry,	Lowe,
Baugh,	McAfee,
Blackwell,	McFarland,
Bloodworth,	McLain,

Brinson,	Moon,
Bulloch,	Moreland,
Cannon,	Morel,
Christie,	Morris,
Dawson, of Greene,	Nasworthy,
Dawson, of Putnam,	Phillips,
Dorminy,	Raulerson,
Dyer,	Reeves,
Edwards,	Richardson,
Erwin, of Forsyth,	Roberts,
Fall,	Smith, of Hancock,
Felton,	Staten,
Floyd,	Sumner,
Fowler,	Thurmond,
Fuller,	Tillman, of Appling,
Gardner,	Tillman, of Tattnall,
Gilmore,	Trippe,
Grant,	Waldhour,
Gray,	Watts,
Hackney,	Williford,
Hall,	Woodward,
Harris, of Clark,	Winn, of Gwinnett,
Hill,	Wynn, of Oglethorpe.
Jackoway,	

Which was lost.

The amendment of the Senate having been read appropriating \$301 00 to James R. Butts, late Surveyor General for Clerk's hire for 1849-'50 and '51;

The motion was made to amend the same by striking out 301 and inserting \$192;

Which was agreed to.

The question then was on the amendment as amended whereupon the yeas and nays were required to be recorded, and are—yeas 61, nays 46.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Latimer, of Cobb,
Atkinson,	Lewis,
Barr,	Lowe,
Barnett, of Henry,	McComb,
Barlow,	McFarland,
Bivins,	Milledge,
Bloodworth,	Morehouse,
Bulloch,	Moreland,
Cameron, of Telfair,	Morel,
Castens,	Nasworthy,
Chastain,	Perkins,

Clark, of Oglethorpe,	Pickett,
Clark, of Stewart,	Pierce,
Dawson, of Greene,	Powell,
Fall,	Ramsay,
Felton,	Raulerson,
Fowler,	Robinson, of Macon,
Gilmore,	Scarlett,
Hackney,	Seward,
Hall,	Shewmake,
Harrison,	Smith, of Coweta,
Harris, of Clark,	Smith, of Hancock,
Harris, of McIntosh,	Thornton,
Harper,	Tift,
Henry,	Wall,
Hill,	Wofford,
Holland,	Woodward,
Hussey,	Wooldridge,
Jackoway,	Winn, of Gwinnett,
Langmade,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Anderson, of Wilkes,	Irvin, of Wilkes,
Armstrong,	Janes,
Bailey,	Knox,
Barnett, of Butts,	Lane,
Baugh,	Latimer, of Warren,
Bellinger,	Lochlin,
Blackwell,	McAfee,
Born,	McLain,
Brinson,	Merrell,
Byrd,	Moon,
Cameron, of Chattooga,	Mobley,
Cannon,	Phillips,
Cobb, of Harris,	Price,
Dorminy,	Reeves,
Dyer,	Richardson,
Edwards,	Robinson, of Laurens,
Erwin, of Forsyth,	Stephens,
Floyd,	Thurmond,
Fuller,	Tillman, of Tattnall,
Gardner,	Tripp,
Grant,	Waldhour,
Gray,	Watts,
Henly,	Williford.

The amendment was agreed to.

The House took up the message of the Senate in relation to the amendments to the Bill of the House to carry into effect the amended Constitution of this State in reference

to the Ordinaries of said State, and for other purposes therein mentioned.

The 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th amendments having been read, the same were concurred in.

The 15th, 16th and 17th amendments having been read, the House refused to concur.

The following message was received from the Governor by Mr. Hood, his Secretary, to wit :

MR. SPEAKER: The Governor has approved and signed the following Acts, all of which have been deposited in the office of Secretary of State :

No. 182. An Act for the relief of Lewis F Harris, Administrator on the estate of Nathaniel F Harris, deceased, and to authorize the Governor to draw his warrant on the Treasury in his favor, for the sum hereinafter mentioned ;

No. 183. An Act for the relief of X. G. McFarland, of the county of Walker ;

No. 184. An Act to establish lost papers in the Justices Courts of this State, and for other purposes therein specified ;

No. 185. An Act to change the time of holding the Spring Term of the Superior Court of Clarke county, and to authorize and require the Judge of the Superior Courts of the Western Circuit to hold Court two weeks at each Spring Term of said Court, unless the business of said Court can be done in a shorter time, and to provide for the same, and to fix the time of holding the Inferior Courts of Floyd, Forsyth, Chattooga and Appling counties ;

No. 187. An Act to give to painters who may paint houses in the counties of Baldwin and Bibb, a lien upon such houses and premises of equal dignity with the lien of master masons and master carpenters, given by the several laws now of force in said counties ;

No. 188. An Act to protect the citizens of this State from danger by the running at large of lunatic and insane slaves, or free persons of color ;

No. 189. An Act to protect rafts and raftsmen from wanton injuries committed by steamboats navigating any of the rivers or waters of the State ;

No. 190. An Act to repeal an Act, approved 22d February, 1850, entitled "an Act to authorize and require the Sheriffs, Coroners, Clerks of the Superior and Inferior Courts and Courts of Ordinary in the several counties in this State to advertise in certain newspapers," so far as the same relates to the county of Elbert ;

No. 191. An Act to compensate certain Grand and Petit Jurors in certain counties therein named, and provide for the payment of the same ;

No. 192. An Act to authorize William E. Wilson, of

the county of DeKalb, to practice medicine, charging compensation therefor;

No. 193. An Act to add an additional number of Trustees to Oak Ridge Academy in Talbot county, and to provide for the removal of the same;

No. 194. An Act to prescribe the mode of laying out private ways, and for other purposes;

No. 195. An Act to incorporate "The Savannah Patent Brick Company;"

No. 196. An Act to grant unto the Justices of the Inferior Court of Early county a slip of unsurveyed land, and for other purposes therein named.

The House took up the Report on the Bill for the relief of Powers and Johnson, &c.

On motion of Mr. Trippe, the same was passed over for the present.

The House took up the Report on the Bill to amend an Act passed the 27th of December, 1843, providing for the education of the poor, and the same was indefinitely postponed.

The House took up the Report on the Bill to repeal an Act to abolish, change, and establish new election precincts, &c., and agreed thereto;

The Bill was read the third time and lost.

The House took up the Report on the Bill to authorize the Superior Court of Baker county to be held at such time as may be necessary to do the business, and to regulate the service of jurors in said county, and agreed thereto;

The Bill was read the third time, and passed.

Mr. Dawson, of Putnam, from the Enrolling Committee, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit:

An Act to repeal the first and second sections of an Act approved February 23d, 1850, entitled an Act to curtail the labor of the Supreme Court, and to reduce the cost in said Court, and to authorize amendments in said Court;

Also, an Act to point out the mode of paying commission to administrators, executors, and guardians, and for other purposes therein named;

Also, an Act to endow the Southern Botanical Medical College, at Macon, Georgia;

Also, an Act to require all wills of personal property to be executed and proved in the same manner as is now prescribed by law for the execution and proof of devises of real estate;

Also, an Act to incorporate and endow "The Georgia Academy for the Blind."



Also, an Act for the prevention of foreigners peddling in the state of Georgia.

The House took up the Report on the Bill to incorporate the Satilla Plank Road Company.

Pending consideration thereon, on motion of Mr. Hill, the use of the Hall of the House of Representatives was granted to Rev. T. L. Hanner, Agent of the American Sunday School Union, on to-morrow afternoon.

The House adjourned until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House met, pursuant to adjournment.

On motion of Mr. Shewmake, the order was suspended, and he laid on the table the following Resolution, to wit:

*Resolved*, That after to-day the time of the meeting of this House shall be at 9 o'clock in the morning, and half past 2 o'clock in the afternoon, and half past 6 o'clock in the evening.

The same was taken up and agreed to.

Mr. Dawson, of Greene, from the Committee on the State of the Republic, to whom was referred a Bill to provide for the protection and defence of the rights of the citizens of the state of Georgia against unjustifiable attacks, encroachments, or usurpations, by other states, &c.; reported the same to the House, and advised against the passage of the Bill.

The House then proceeded with the unfinished business of the morning, which was the Report on the Bill to incorporate the Satilla Plank Road Company; and the same being considered and amended, was agreed to.

The Bill was read the third time, and passed.

The House took up the Report on the Bill to incorporate the village of Cave Spring, in the county of Floyd, and the same was indefinitely postponed.

The House took up the Report on the Bill to provide for the registry of births, and marriages, and deaths, in the state of Georgia.

Mr. Allred moved to postpone the same indefinitely;  
Which motion was lost.

The Report being considered and amended;

Mr. Bloodworth moved to postpone the Bill indefinitely;

Whereupon, on the call of Mr. Perkins, and the second of Mr. Hill, the yeas and nays were required to be recorded, and are—yeas 53, nays 49.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Lewis,
Anderson, of Wilkes,	Lochlin,
Armstrong,	Lowe,
Bailey,	McAfee,
Barr,	McLain,
Barnett, of Butts,	Merrell,
Barnett, of Henry,	Mobley,
Baugh,	Morel,
Bivins,	Nasworthy,
Blackwell,	Patterson,
Bloodworth,	Phillips,
Brinson,	Pickett,
Bulloch,	Pierce,
Byrd,	Price,
Cannon,	Reeves,
Chastain,	Scarlett,
Cobb, of Dooly,	Shewmake,
Dawson, of Putnam,	Stat. n,
Fowler,	Sumner,
Gardner,	Thornton,
Grant,	Thurmond,
Hall,	Waldhour,
Hussey,	Wall,
Janes,	Watts,
Lane,	Winn, of Gwinnett,
Latimer, of Cobb,	Wynn, of Oglethorpe.
Latimer, of Warren,	

Those who voted in the negative, are Messrs.

Allred,	Hill,
Barlow,	Holland,
Bellinger,	Irvin, of Wilkes,
Born,	Jackoway,
Cameron, of Chattooga,	Knox,
Cameron, of Telfair,	McFarland,
Carr,	Moon,
Castens,	Perkins,
Christie,	Powell,
Clark, of Oglethorpe,	Ramsay,
Clark, of Stewart,	Richardson,
Cobb, of Harris,	Roberts,
Dawson, of Greene,	Robinson, of Laurens,
Dyer,	Robinson, of Macon,
Edwards,	Seward,
Erwin, of Forsyth,	Smith, of Coweta,
Fall,	Smith, of Hancock,
Fannin,	Tift,

Felton,  
Floyd,  
Fuller,  
Gilmore,  
Gray,  
Harris, of Clarke,  
Harper,

Tillman, of Appling,  
Tillman, of Tattnall,  
Trippe,  
Wofford,  
Woodward,  
Woolridge.

The motion prevailed.

The House took up the Report on the Bill to make penal the killing, purloining, or enticing away certain birds and domestic animals, and the same was indefinitely postponed.

The House took up the Report on the Bill to authorize and require the Justices of the Inferior Court of the county of De Kalb to pay J. G. Snead out of the poor school fund of said county, for the years 1851 or 1852, the amount he was entitled to receive for teaching poor children, in the years 1846, 1847, and 1850; and the same being considered and amended, Mr. Dawson, of Greene, moved to postpone the same indefinitely.

Whereupon, on the call of Mr. Bellinger, and the second of Mr. Born, the yeas and nays were required to be recorded, and are—yeas 37, nays 52.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,  
Barr,  
Baugh,  
Bivins,  
Brinson,  
Byrd,  
Cameron, of Chattooga,  
Carr,  
Clark, of Stewart,  
Dawson, of Greene,  
Erwin, of Forsyth,  
Gardner,  
Gray,  
Harris, of Clarke,  
Henry,  
Hussey,  
Irvin, of Wilkes,  
Janes,  
Latimer, of Warren,

Lewis,  
Lowe,  
McAfee,  
McFarland,  
Mobley,  
Morel,  
Nasworthy,  
Phillips,  
Pickett,  
Price,  
Reeves,  
Richardson,  
Robinson, of Macon,  
Thurmond,  
Trippe,  
Waldhour,  
Wall,  
Winn, of Gwinnett.

Those voting in the negative, are Messrs.

Allred,	Holland,
Anderson, of Franklin,	Jackoway,
Armstrong,	Knox,
Bailey,	Lane,
Barnett, of Henry,	Latimer, of Cobb,
Barlow,	Lochlin,
Bellinger,	McLain,
Blackwell,	Merrell,
Bloodworth,	Moon,
Born,	Morris,
Bulloch,	Perkins,
Cameron, of Telfair,	Pierce,
Cannon,	Powell,
Chastain,	Roberts,
Christie,	Scarlett,
Clark, of Oglethorpe,	Seward,
Cobb, of Dooly,	Shewmake,
Dyer,	Smith, of Hancock,
Edwards,	Stephens,
Fall,	Sumner,
Fannin,	Tift,
Eelton,	Tillman, of Tattnall,
Fowler,	Watts,
Fuller,	Wofford,
Hall,	Woodward,
Harper,	Wooldridge.
Hill,	

The motion was lost.

The Report being further amended, Mr. Robinson, of Macon, moved to postpone the Bill indefinitely ;

Which motion prevailed.

The House took up the Report on the Bill to authorize Elijah J Dupree, of the county of Paulding, a minor, to transact his own business in the same manner and subject to the same responsibilities as though he were of full age, and to exonerate from henceforth Thomas W Dupree and his securities from all liabilities on his bond as Guardian of said Elijah J. Dupree ; and the same being considered and amended, was agreed to ;

The Bill was read the third time and passed.

The House took up the Report on the Bill to repeal an Act to regulate the licensing of Physicians in this State, assented to 24th December, 1825, &c. ;

And the same was indefinitely postponed.

The House took up the Report on the Bill for the relief of Moses Sheftall and others, heirs of Dr. Moses Sheftall, de-

ceased; and on motion of Mr. Henry the same was referred together with papers relating thereto, to the Governor, with the request that he report upon them to the next General Assembly;

The House took up the Report on the Bill to amend an Act to abolish, change and establish new election precincts in certain counties therein named, &c.; and the same was indefinitely postponed.

The House went into Committee of the Whole, Mr. Henry in the Chair, on the Bill to authorize the lending of money by the State of Georgia to aid in the construction of the Georgia and Florida Railroad, and to secure the State against loss therein, and for other purposes therein mentioned, and having spent some time therein, the Committee rose and reported the same back to the House without amendment.

On motion of Mr. Seward, the same was indefinitely postponed.

The House took up the Report on the Bill to compel the Receivers of Tax Returns in this State to require persons giving in their taxable property, &c., and the same was indefinitely postponed.

The House took up the Report on the Bill to amend the laws regulating the village of Sparta, in the county of Hancock; and the same being amended, was agreed to; The Bill was read the third time, and passed.

The House took up the Report on the Bill to organize volunteer corps in the different counties in this State, and the same was passed over for the present.

The House took up the Report on the Bill to authorize any of the Alabama Railroad Companies, of the state of Alabama, to extend their contemplated railroads from the Alabama line, so as to intersect the Nashville and Chattanooga Railroad within this State, and for other purposes; and the same being considered and amended, was agreed to;

The Bill was read the third time and passed.

The House took up the Report on the Bill to incorporate the Dade county Turnpike Company, and to grant certain privileges to the same; and the same being considered and amended, was agreed to;

The Bill was read the third time and passed.

The House took up the Report on the Bill to reduce all Acts and clauses of Acts in relation to the militia of this State, to one Act, and to alter and amend the same.

The Committee on Military Affairs, to whom the same was referred, offered the following as a substitute in lieu thereof, to wit:

A Bill to amend the Militia Laws of this State;

Which being considered and amended, was received;

The Report as amended was then agreed to ;  
 The Bill was read the third time, and on the question,  
 " Shall this Bill now pass ?" on the call of Mr. Chastain,  
 the yeas and nays were required to be recorded, and are—  
 yeas 35, nays 55.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Morel,
Barlow,	Nasworthy,
Bellinger,	Perkins,
Bivens,	Price,
Born,	Roberts,
Carr,	Robinson, of Laurens,
Cobb, of Dooly,	Robinson, of Macon,
Fannin,	Scarlett,
Fuller,	Seward,
Gilmore,	Shewmake,
Hall,	Smith, of Hancock,
Henry,	Stephens,
Holland,	Trippe,
Janes,	Waldhour,
Latimer, of Cobb,	Wofford,
Lewis,	Woodward,
Lowe,	Wooldridge,
Mobley,	Winn, of Gwinnett.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Henly,
Armstrong,	Hussey,
Bailey,	Irvin, of Wilkes,
Barr,	Jackoway,
Barnett, of Butts,	Knox,
Barnett, of Henry,	Lane,
Bloodworth,	Latimer, of Warren,
Brinson,	Lochlin,
Byrd,	McFarland,
Cameron, of Telfair,	McLain,
Cannon,	Moon,
Chastain,	Patterson,
Clark, of Oglethorpe,	Phillips,
Clark, of Stewart,	Pickett,
Cobb, of Harris,	Pierce,
Dawson, of Putnam,	Raulerson,
Dorminy,	Reeves,
Dyer,	Richardson,
Erwin, of Forsyth,	Staten,
Fall,	Sumner,
Felton,	Thornton,

Floyd,  
Fowler,  
Gardner,  
Grant,  
Gray,  
Harris, of Clarke,  
Harper,

Thurmond,  
Tift.  
Tillman, of Tattnall,  
Wall,  
Watts,  
Wynn, of Oglethorpe.

The Bill was lost.

The House went into Committee of the Whole, Mr. Clark, of Stewart, in the Chair, on the Bill to authorize the lending of money by the State to aid in the completion of the Muscogee Railroad, to secure the State against loss therein, and for other purposes; and having spent some time therein, the committee rose and reported the same back to the House without amendment.

The Report was taken up and passed over till evening session.

The House took up the Report on the Bill to authorize the Mayor and Council of the city of Macon and others to construct a plank road from the city of Macon through or near Perry to the city of Oglethorpe.

Mr. Tift offered the following as a substitute in lieu thereof, to wit: A Bill to incorporate the Macon, Perry and Albany Plank Road Company, and to confer certain powers and privileges;

Which was received;

The Report as amended, was then agreed to;

The Bill was read the third time and passed.

The House took up the Report on the Bill to reduce the bond of the Sheriff of Muscogee county from \$40,000 to \$25,000; and the same being amended was agreed to.

The Bill was read the third time and passed.

The House took up the Report on the Bill to encourage Internal Improvements and develop the resources of the State, and the same was passed over for the present.

The House took up the Report to provide for the payment of certain creditors of the Bank of Darien.

Mr. Henry, offered the following as a substitute in lieu thereof, to wit:

A Bill to provide for the settlement of claims of certain creditors of the Bank of Darien.

Mr. ——— moved the following Preamble and Resolutions of the Senate in lieu of the substitute offered by Mr. Henry to the original Bill, to wit:

Whereas, there are divers claims outstanding against the State of Georgia, growing out of her connection with the late Bank of Darien, the justice of some of which claims is doubted; and whereas, this General Assembly is

alike unwilling to pay an unjust claim against the State, or to repudiate a just one; and whereas, Commissioners or courts of law are better qualified to investigate complicated questions of law and fact, than a legislative body—

*Resolved by the Senate and House of Representatives,* That in the opinion of this General Assembly, measures should at once be adopted to settle in a manner honorable to the State and just to the creditors of the Bank of Darien, the claims justly held against said Bank.

*Resolved,* That his Excellency the Governor be, and he is hereby requested to appoint three Commissioners, and that all claims against the State, by those who hold bills on the Darien Bank, or judgments, or other evidences of debt against said Bank, be referred to the award of said Commissioners; that said Commissioners determine said claims in the county of Baldwin, and that either the creditors of said Bank or the Governor, as the representative of the State by attorney at law, being dissatisfied with said award, may enter an appeal to the Superior Court of the county of Baldwin, from said award, within thirty days after the same is made, by written notice to the other party; and the faith of the State be pledged to pay any award said Commissioners may make, if not appealed from, and if appealed from, to pay the amount of the verdict and judgment in favor of any such claimant, and that his Excellency the Governor appoint some competent attorney to represent the State;

Which was received;

The question then put was on receiving the Preamble and Resolutions in lieu of the original Bill;

The same were received;

The Preamble and Resolutions were then concurred in by the House.

The House went into Committee of the Whole, Mr. Barlow in the Chair, on the Bill to appropriate money for the purposes therein designated, and having spent some time therein, the Committee rose and reported the same back to the House without amendment.

The Report was taken up;

Mr. Bailey moved to postpone the Bill indefinitely;

Which motion was lost;

The Report was then agreed to.

The Bill was read the third time and passed.

Leave of absence was granted to Mr. Williford for a few days.

The House then adjourned until 7 o'clock, P. M.



SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment, and took up the Report on the Bill to authorize the lending of money to aid in the completion of the Muscogee Railroad, to secure the State against loss therein, and for other purposes therein mentioned.

Mr. Bloodworth moved the Clerk be directed to carry all Bills passed by the House to-day, forthwith to the Senate; Which motion prevailed.

The question then received, on agreeing to the Report on the Bill just taken up, and the same being amended, was agreed to.

The Bill was read the third time, and on the question "Shall this Bill now pass?" Mr. Bird moved the previous question, and on the question, "Will the House second the demand for the previous question?" the same was decided in the affirmative.

The question being then propounded, "Shall the main question be now put?" the same was decided in the affirmative.

The main question being then propounded, "Shall this Bill now pass?" on the call of Mr. Wooldridge and the second of Mr. Seward, the yeas and nays were required to be recorded, and are—yeas 38, nays 61.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Hill,
Bartow,	Holland,
Barlow,	Hussey,
Bivins,	Jackoway,
Cameron, of Chattooga,	Latimer, of Cobb,
Carr,	McComb,
Castens,	McFarland,
Clark, of Stewart,	Milledge,
Cobb, of Dooly,	Patterson,
Cobb, of Harris,	Perkins,
Dawson, of Greene,	Roberts,
Felton,	Robinson, of Laurens,
Fowler,	Seward,
Gardner,	Smith, of Coweta,
Gray,	Staten,
Hall,	Tift,
Harrison,	Trippe,
Harris, of McIntosh,	Woodward,
Henry,	Wooldridge.

Those voting in the negative, are Messrs.

Allred,	Lane,
Anderson, of Franklin,	Latimer, of Warren,
Armstrong,	Lewis,
Bailey,	Lochlin,
Barr,	Lowe,
Barnett, of Butts,	McAfee,
Barnett, of Henry,	McLain,
Baugh,	Moon,
Bellinger,	Mobley,
Bloodworth,	Moreland,
Born,	Morris,
Brinson,	Nasworthy,
Bulloch,	Phillips,
Byrd,	Pickett,
Cannon,	Pierce,
Chastain,	Price,
Clark, of Oglethorpe,	Raulerson,
Dawson, of Putnam,	Reeves,
Dorminy,	Richardson,
Dyer,	Shewmake,
Erwin, of Forsyth,	Stephens,
Fall,	Sumner,
Fannin,	Thornton,
Floyd,	Thurmond,
Fuller,	Tillman, of Tatnall,
Grant,	Wall,
Hackney,	Watts,
Harris, of Clarke,	Wofford,
Irvin, of Wilkes,	Winn, of Gwinnett,
Janes,	Wynn, of Oglethorpe.
Knox,	

So the Bill was lost.

The following Message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER: The Senate has passed the following Bills of the House of Representatives :

A Bill to give a construction to the 4th section of the statute of frauds, so far as the same relates to a party, defendant being chargeable upon any special promise to answer for the debt, default or miscarriages of a third person, &c.;

Also, a Bill to amend an Act entitled an Act to protect religious societies in the exercise of their religious duties, approved 13th December, 1792.

Also, a Bill to alter and amend an Act entitled an Act to authorize the subscription by the State to the Capital

Stock of the Milledgeville and Gordon Railroad Company, passed 16th February, 1850;

Also, a Bill to authorize James A. Straynge, an infirm man of the county of Jackson, as an itinerant trader, to vend any goods, wares and merchandize within the 6th Congressional District, without obtaining license for the same.

The Senate has also passed the following Bills of the House, with amendments, to which they ask the concurrence of the House of Representatives:

A Bill to exempt from levy and sale under execution, certain property therein mentioned, assented to December 11th, 1841, and to extend the provisions of the same;

Also, a Bill to authorize a grant to issue to Thomas A. Jones to lot of land No. 181, in the 10th District of Carroll county

The Senate insists on all its amendments to the Bill of the House to appropriate money for the support of Government for the political years 1852 and 1853, to which the House have disagreed, and has concurred in the amendment of the House to the amendment of the Senate, appropriating three hundred and one dollars for James R. Butts to the same Bill.

The Senate has receded from its amendment to the 19th and 22d sections, and insists on its amendments to the 20th section of the Bill of the House to carry into effect the amended Constitution of this State in reference to the Ordinaries of said State, and for other purposes.

The House took up the Report on the Bill to provide for the protection and defence of the rights of the citizens of the State of Georgia against unjustifiable attacks, encroachments or usurpations by other States, whether acting in their individual or sovereign capacity within the limits of powers not delegated in the Constitution, &c.;

Mr. Tift moved to postpone the same for the present;

Which motion prevailed.

The House took up the following Bill of the House and committed the same for a third reading:

A Bill to authorize Wm. McKinney and others to appoint some fit and proper person in lieu of O. T. Dickinson, should they deem such a course necessary, to survey the 1st and 2d Districts of Rabun county.

The following Bills of the Senate were severally taken up and read the second time and committed for a third reading, to wit:

A Bill to alter and amend the road laws, so far as they refer to McIntosh county;

A Bill to incorporate the Attapulcus Female Academy in the county of Decatur, the Crawfordville Academy in the county of Taliaferro and others.

A Bill amendatory of the Statute of Limitations ;

A Bill to prevent evading the payment of tolls on Plank Roads in the State of Georgia ;

A Bill to prescribe conditions to the issuing of marriage licence, and for other purposes ;

A Bill to incorporate the Lawrenceville Railroad Company ;

A Bill to incorporate the Indian Spring Railroad Company ;

A Bill to alter and amend an Act to incorporate the Savannah and New York Steam Navigation Company ;

A Bill to incorporate the Madison Branch Railroad Company ;

A Bill to incorporate the Griffin Collegiate Seminary for young ladies, and appoint trustees for the same ;

A Bill to encourage the organization of Volunteer Corps in the several counties of this State ;

A Bill to repeal an Act passed 26th December, 1837, consolidating the academic and common school funds of the State of Georgia, and all subsequent Acts in relation thereto, so far as relates to the county of Lowndes, and for other purposes ;

A Bill to incorporate the city of Oglethorpe, and to alter and amend an Act entitled an Act to incorporate the town of Oglethorpe in the county of Macon ;

A Bill to prohibit fire hunting and camp hunting in the counties of Baker, Dooly, Irwin, Thomas and Telfair ;

A Bill to authorize the levying of taxes for the purpose of building a jail in Blairsville in the county of Union ;

A Bill to extend the provisions of the Act of the 14th December, 1849, to the 25th day of December, 1862, so far as to authorize the granting of licence on head rights ;

A Bill to appoint Trustees for the Camden county Academy ;

A Bill to confer certain privileges upon certain persons therein named, and for other purposes therein named ;

A Bill to incorporate a Bank in the city of Atlanta, to be called the Atlanta Bank ;

A Bill for the relief of the teachers of poor children ;

A Bill to alter and change the names of certain persons therein named ;

A Bill to repeal an Act approved December 24th, 1847, to compel persons owning or holding plantations or negroes in any county in this State and not residing therein, to give in and pay tax for the same in said county ;

A Bill to provide for a full return of the effective militia strength of this State ;

A Bill to compel all agencies of Banks of other States established in this State, to take out a licence to do business, and to \_\_\_\_\_ herefor ;

A Bill to incorporate the Henderson and Marthasville Plank Road and Turnpike Company;

A Bill to create a new precinct in the county of Warren, to be called Bermuda, and for other purposes;

A Bill to incorporate Carrollton Chapter No. 22 of Free and Accepted Masons;

A Bill to authorize the Justices of the Inferior Court of Dade county to levy an extra tax;

A Bill to authorize the Ordinary of Wayne county to keep his office at his own residence in said county;

A Bill to open and construct a Railroad from the terminus of the North Carolina Railroad, at or near the Locust Stake on the State line, and thence by the most practicable route by way of Clayton in Rabun county, &c.;

A Bill to incorporate the Culloden Railroad Company, &c.;

A Bill to incorporate a Bank in the city of Columbus, to be called the Manufacturers' and Mechanics' Bank of Columbus;

A Bill to relieve Robt. H. Dixon, of Talbot county, &c.;

A Bill to alter and amend an Act approved December 22d, 1847, to compensate the Grand and Petit Jurors of Campbell county, &c.;

A Bill to amend the road laws of this State, &c.;

A Bill to change the times of holding the Superior Courts of the counties of Taliaferro, Madison, Effingham, and Elbert, and the Inferior Courts of the counties of Forsyth and Heard;

A Bill to add an additional section to the Act supplementary to an Act for the appointment of county officers, approved December 4th, 1799;

A Bill to amend an Act to incorporate the city of Columbus, and to prescribe the powers and duties of the City Guard;

A Bill to incorporate the Georgia and Florida Railroad Company, to secure to the same certain privileges, and for other purposes therein mentioned;

A Bill to alter and amend the 20th section of the fourth division of the Penal Code of this State, so as to define the mode of procuring and attempting to procure an abortion, and to prescribe a punishment for the same offence;

A Bill to authorize Robert C. McCulloch, of the city of Griffin, and county of Spaulding, to practice medicine, &c.;

A Bill to authorize the Mayor and City Council of the cities of Atlanta and Rome to levy and collect a tax within the corporate limits of said cities;

A Bill to confer upon the Inferior Court of the counties of Carroll, Hall and Lee, the power of examining and allowing Tax Collectors insolvent lists;

A Bill to legalize and make valid any process heretofore

signed by any Deputy Clerks, which may hereafter be signed by them ;

A Bill to legalize the adjournment of Decatur and Baker Superior Courts ;

A Bill to compel persons owning five thousand or more acres of land in the counties of Clinch, Decatur and Rabun, to give in and pay taxes for the same in said counties ;

A Bill to relieve James J. B. Crawford, of the county of Madison, from the disabilities and protection of minority ;

A Bill to revive and make of force an Act to incorporate the Thomaston and Barnesville Railroad Company, with power to construct a Railroad at or near Barnesville, in Pike county to the town of Thomaston, in Upson county, &c.;

A Bill more effectually to prevent fraud in elections in this State, and to detect and punish the same ;

A Bill to add part of the county of Pike to the county of Spaulding ;

A Bill to incorporate the Oglethorpe Bridge and Turnpike Company, and to punish those who may wilfully injure the same ;

A Bill amendatory of the general road laws of this State, so far as they relate to the county of Baldwin ;

A Bill to authorize the Inferior Court of Lee county to build a Court House and Jail at Starkville, the present county site of said county, and to authorize said Court to levy an extra tax of not exceeding one hundred per cent. on the State tax, for that purpose ;

A Bill to grant exemptions to Cavalry Corps, and for the formation of squadrons of cavalry, and to confer certain privileges upon the Baldwin Blues ;

A Bill for the preservation and protection of the rights of married women, and the distribution of their estates ;

A Bill to amend an Act to incorporate the Town of Americus, in the county of Sumter, assented to December 22d, 1832 ;

A Bill to incorporate the Lawrenceville Manufacturing Company ;

A Bill to prescribe certain rules and regulations, to be observed by the several Railroad Companies, in running engines upon their respective tracks, and to annex a penalty for a violation of the same ;

A Bill to authorize his Excellency the Governor to cause to be corrected errors in the transcription of grants in the office of Secretary of State, upon conditions therein named ;

A Bill to revive and continue in force an Act to make permanent the public buildings in the county of Walker, at the Town of Chattooga, to incorporate said town, and to appoint commissioners, &c.;

A Bill to more effectually prevent the furnishing of intoxicating liquors to slaves;

A Bill to incorporate the LaGrange Steam Mill Company, and for other purposes.

The House then adjourned until half-past 9 o'clock, Monday morning.

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MONDAY, JANUARY 19TH, 1852.

The House met, pursuant to adjournment.

Mr. Shewmake moved to reconsider so much of the journal of Saturday, as relates to the indefinite postponement of the Bill allowing the Georgia, Waynesboro', and South Carolina Railroad Companies, to establish a common Depot in the city of Augusta, &c.

The House refused to reconsider.

Leave of absence was granted to Mr. Cameron, of Chattooga, for the balance of the session, on account of extreme illness of his wife.

Mr. Gardner, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to-wit:

An Act to authorize James A. Straynge, an infirm man of the county of Jackson, as an itinerant trader, to vend any goods, wares or merchandize, within the Sixth Congressional District, without obtaining license for the same;

Also, an Act to give a construction to fourth section of the Statute of Frauds, so far as the same relates to a party defendant being chargeable "upon any special promise to answer for the debt, default, or miscarriages of a third person," &c.;

Also, an Act to alter and amend an Act entitled an Act to authorize the subscription by the State to the Capital Stock of the Milledgeville and Gordon Railroad Company, passed 6th February, 1850;

Also, an Act to amend an Act entitled an Act to protect Religious Societies in the exercise of their Religious duties, approved December 13, 1792.

Mr. Hill moved to postpone the special Order of the Day, which was the Bill prohibiting the importation of Slaves into this State, and take up the Senate Bill on the same subject;

Which motion prevailed.

The House then took up the Report on the Bill to repeal the first section of an Act, approved December 19th, 1849, entitled an Act to repeal all laws respecting the importa-

tion of Slaves into this State, and to give certain powers to municipal corporations, in relation to Slaves.

Mr. Clark, of Oglethorpe, moved to amend the same by adding to the caption, the words, "and to amend the Act hereby revived ;"

Which was received.

Mr. Clark, of Oglethorpe, moved the following as an additional section, to-wit :

*And be it further enacted*, That the penalty prescribed by this Act hereby revived, shall be so changed as to dispense with the Penitentiary imprisonment therein prescribed, and to give one-half the fine therein prescribed, to such person as may inform against, and prosecute the offender.

Mr. Felton moved the previous question ; the same was seconded by a majority of the House.

The main question then being put, which was on receiving the amendment offered by Mr. Clark, of Oglethorpe, on the call of Mr. Seward, and the second of Mr. Carr, the yeas and nays were required to be recorded, and are—yeas 87, nays 19.

Those voting in the affirmative, are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Knox,
Anderson, of Wilkes,	Lane,
Armstrong,	Latimer, of Warren,
Bailey,	Lewis,
Bartow,	Lochlin,
Barr,	Lowe,
Barnett, of Henry,	McAfee,
Barlow,	McFarland,
Baugh,	McLain,
Bellinger,	Milledge,
Bivins,	Merrell,
Born,	Mobley,
Briuson,	Moreland,
Bulloch,	Nasworthy,
Byrd,	Perkins,
Cameron, of Telfair,	Pickett,
Cannon,	Pierce,
Castens,	Price,
Clark, of Oglethorpe,	Ramsay,
Clark, of Stewart,	Reeves,
Cobb, of Harris,	Richardson,
Dawson, of Greene,	Roberts,
Dawson, of Putnam,	Robinson, of Laurens,
Dorminy,	Robinson, of Macon,
Dyer,	Russell,



Edwards,	Scarlett,
Erwin, of Forsyth,	Shewmake,
Fall,	Smith, of Coweta,
Fannin,	Smith, of Hancock,
Felton,	Stephens,
Floyd,	Sumner,
Gardner,	Thornton,
Gilmore,	Thurmond,
Grant,	Tillman, of Tattnall,
Hall,	Trippe,
Harrison,	Waldhour,
Harris, of Clarke,	Wall,
Harper,	Wofford,
Henly,	Woodward,
Henry,	Wooldridge,
Hill,	Winn, of Gwinnett,
Holland,	Wynn, of Oglethorpe.
Hussey,	

Those voting in the negative, are Messrs.

Atkinson,	Moon,
Barnett, of Butts,	Morehouse,
Bloodworth,	Patterson,
Carr,	Phillips,
Chastain,	Powell,
Christie,	Seward,
Cobb, of Dooly,	Staten,
Fowler,	Tift,
Gilbert,	Watts.
Gray,	

The amendment was received.

The Report, as amended, was then agreed to ;

The Bill was read the third time :

Mr. Bartow moved the " previous question ;"

Mr. Tift moved to postpone the Bill for the present :

Which motion was lost.

The question then put, was on the motion for the previous question ;

The same prevailed.

The question then being propounded, " Shall the main question be now put?" the same was decided in the affirmative.

The main question being put, " Shall this Bill now pass?" on the call of Mr. Seward, and the second of Mr. Carr, the yeas and nays were required to be recorded, and are—yeas 82, nays 29.

Those voting in the affirmative, are Messrs.

Allred,	Knox,
Anderson, of Wilkes,	Lane,
Armstrong,	Latimer, of Warren,
Bailey,	Lochlin,
Bartow,	Lowe,
Barr,	McAfee,
Barnett, of Henry,	McComb,
Barlow,	McFarland,
Baugh,	Merrell,
Bivins,	Mobley,
Blackwell,	Moreland,
Born,	Morel,
Briuson,	Nasworthy,
Bulloch,	Perkins,
Cameron, of Telfair,	Pickett,
Castens,	Pierce,
Clark, of Oglethorpe,	Price,
Cobb, of Harris,	Ransay,
Dawson, of Greene,	Reeves,
Dawson, of Putnam,	Richardson,
Dorniny,	Roberts,
Dyer,	Robinson, of Laurens,
Edwards,	Robinson, of Macon,
Erwin, of Forsyth,	Russell,
Fall,	Scarlett,
Fannin,	Shewmake,
Felton,	Smith, of Coweta,
Floyd,	Smith, of Hancock,
Gardner,	Stephens,
Gilmore,	Sumner,
Grant,	Thornton,
Hall,	Thurmond,
Harrison,	Tillman, of Appling,
Harris, of Clark,	Tillman, of Tattnall,
Harper,	Trippe,
Henly,	Waldhour,
Henry,	Wofford,
Hill,	Woodward,
Holland,	Wooldridge,
Irvin, of Wilkes,	Winn, of Gwinnett,
Janes,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Hussey,
Atkinson,	Latimer, of Cobb,
Barnett, of Butts,	Lewis,
Bellinger,	McLain,

Bloodworth,	Moon,
Byrd,	Morehouse,
Cannon,	Patterson,
Carr,	Phillips,
Chastain,	Powell,
Christie,	Seward,
Cobb, of Dooly,	Staten,
Fowler,	Tift,
Gilbert,	Wall,
Gray,	Watts.
Harris, of McIntosh,	

So the Bill was passed.

Mr. Hill moved the Clerk be directed to carry the same forthwith to the Senate;

Which motion prevailed.

The House took up the Bill to authorize William McKinney, and others, to appoint some fit and proper person in lieu of O. T. Dickinson, should they deem such a course necessary, to survey the 1st and 2d districts of Rabun county, and agreed thereto.

The Bill was read the third time and passed, and the Clerk was directed to carry the same forthwith to the Senate.

The House took up the message of the Senate in relation to the Bill of the House to incorporate the Central Female College, under the care of the Methodist Protestant Church, Georgia District, located in Culloden, and concurred therein.

The House took up the message of the Senate in relation to the Bill of the House, to alter and amend an Act for the better regulation of the town of Monticello, in Jasper county, and to extend the limits of the town of Forsyth, and to authorize the Commissioners to pay a Marshal.

The House refused to concur therein.

The House took up the message of the Senate in relation to the Bill of the House to amend the road laws of this State, so far as respects the county of Columbia, and concurred therein.

The House took up the message of the Senate in relation to the Bill of the House, to alter and straighten the line between the counties of Jasper and Newton, &c., and concurred therein.

The House took up the message of the Senate in relation to the amendments to the Bill of the House to authorize the Governor of Georgia to issue a grant for a certain lot of land therein named, to Z. Bonner, upon the conditions therein specified, and concurred therein.

The House took up the message of the Senate, in relation

to the amendments to the Bill of the House, to incorporate the Rome Branch Magnetic Telegraph Company, and concurred therein.

The following message was received from the Senate by Mr. Glenn, their Secretary :

Mr. SPEAKER:—The Senate has passed the following Bill:

A Bill to authorize the City Council of Columbus to loan the bonds of said corporation for Seventy-Five Thousand Dollars, to the Muscogee Railroad Company

The Senate has passed the following Bill of the House of Representatives :

A Bill to repeal the ninth and nineteenth sections of an Act incorporating the Greenville Railroad Company, approved 27th December, 1847, and for other purposes therein mentioned.

The Senate has also passed the following Bills of the House of Representatives, with amendments, to which they ask the concurrence of the House :

A Bill the more effectually to provide for the education of the poor ;

Also, a Bill to render valid all records made, or other official acts done, in certain cases therein specified ;

Also, a Bill to prescribe the rate of tax which shall be paid by the Macon and Western Railroad Company, and the manner and time of giving in and paying the same ;

Also, a Bill to incorporate a Bank in the town of LaGrange, to be called the LaGrange Bank.

The House took up the message of the Senate in relation to the amendment to the Bill of the House, for the relief of Reuben S. Willingham, Tax Collector of Lincoln county, and concurred therein.

The House took up the message of the Senate in relation to the amendment to the Bill to change the names and legitimize the persons therein named, &c. ; and the same being amended, was concurred in.

The House took up the message of the Senate in relation to the amendment to the Bill of the House, to authorize the Rock Island Factory of Muscogee county, to issue and sell the bonds of the Company, &c., and concurred therein.

The House took up the message of the Senate in relation to the amendments to the Bill of the House, to amend an Act to authorize all free white citizens of the State of Georgia, and such others as they may associate with them, to prosecute the business of manufacturing, &c., and concurred therein.

The House took up the message of the Senate in relation to the amendment to the Bill of the House, to amend an Act to alter and amend the several Acts in relation to the itinerant traders, &c., and concurred therein.

The House took up the message of the Senate in relation to the Bill of the House, to authorize a grant to issue to William P Hightower, of Campbell county, for fraction No. 151, in the 8th district of originally Coweta, now Campbell county, and concurred therein.

The House took up the message of the Senate in relation to the Senate's insisting on its amendments to the Bill of the House, to amend the several Acts in relation to issuing grants on head-rights in this State, and concurred therein.

The House took up the message of the Senate in relation to the amendment to the Bill of the House, to incorporate certain bodies therein named, and concurred therein.

The House took up the message of the Senate in relation to the amendment to the Bill of the House, to incorporate the town of Jefferson, Jackson county, &c., and concurred therein.

The House took up the message of the Senate in relation to the amendments to the Bill to incorporate the Columbus and West Point Railroad and Plank Road Company, &c., and concurred therein.

The House took up the message of the Senate in relation to the amendments to the Bill of the House, to create certain corporations therein named, and concurred therein.

The House went into Committee of the Whole, Mr Seward in the Chair, on the message of the Senate in relation to the amendment to the Bill of the House, to compensate certain persons for arresting James M. Williams, charged with the crime of murder, &c., and having spent some time therein, the Committee rose and reported the same back to the House, without amendment.

The report was taken up, and on the motion to agree to the amendment of the Senate, on the call of Mr. Woolbridge, and the second of Mr. Barlow, the yeas and nays were required to be recorded, and are—yeas 47, nays 54.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Irvin, of Wilkes,
Armstrong,	Knox,
Bartow,	Lane,
Barr,	Lochlin,
Baugh,	McLain,
Bellinger,	Mobley,
Bivins,	Morel,
Bloodworth,	Perkins,
Born,	Pickett,
Byrd,	Pierce,
Chastain,	Powell,
Clark, of Oglethorpe,	Price,

Cobb, of Dooly,	Russell,
Cobb, of Harris,	Scarlett,
Dawson, of Putnam,	Smith, of Hancock,
Edwards,	Stephens,
Erwin, of Forsyth,	Sumner,
Gardner,	Thornton,
Grant,	Thurmond,
Hackney,	Tillman, of Tattnall,
Hall,	Wall,
Harris, of McInosh,	Wofford,
Hill,	Wynn, of Oglethorpe.
Holland,	

Those voting in the negative, are Messrs.

Allred,	Hussey,
Anderson, of Wilkes,	Janes,
Atkinson,	Latimer, of Cobb,
Bailey,	Latimer, of Warren,
Barnett, of Butts,	Lewis,
Barnett, of Henry,	Lowe,
Barlow,	McAfee,
Brinson, "	McComb,
Bulloch,	Moon,
Cameron, of Telfair,	Moreland,
Cannon,	Phillips,
Carr,	Ramsey,
Christie,	Raulerson,
Clark, of Stewart,	Reeves,
Dorminy,	Richardson,
Dyer,	Roberts,
Fall,	Robinson, of Laurens,
Felton,	Robinson, of Macon,
Floyd,	Seward,
Fuller,	Shewmake,
Gilbert,	Staten,
Gilmore,	Tift,
Gray,	Tillman, of Appling,
Harrison,	Trippe,
Harris, of Clark,	Waldhour,
Harper,	Wooldridge,
Henly,	Winn, of Gwinnett.

The House refused to concur.

The House took up the message of the Senate, in relation to the amendments of the Senate to the Bill of the House, amending an Act to amend an Act, authorizing certain Commissioners to raise by lottery a fund for the

erection of monuments to the memory of Greene and Pulaski, &c., and concurred therein.

The House went into Committee of the Whole, Mr. Hussey in the Chair, on the message of the Senate in relation to the amendment to the Bill to appropriate money to J J Tooke, of the county of Talbot, &c., and having spent some time therein, the Committee rose and reported the same back to the House without amendment.

The Report was taken up and agreed to ;

The amendment was concurred in.

The House took up the message of the Senate in relation to the amendment to the Bill of the House, to establish, change, and abolish certain election precincts therein named, and concurred therein.

The House took up the message of the Senate in relation to the amendments to the Bill of the House, to regulate practice in Courts of Law and Equity, and to define the powers of the same.

The House refused to concur therein.

The House took up the message of the Senate in relation to the Bill of the House, to amend an Act entitled an Act to exempt from levy and sale under execution, certain property therein mentioned, and concurred therein.

The House took up the message of the Senate in relation to the Bill of the House, to secure the property of minors against the mismanagement of their Guardians, by Statute, by requiring bond and security, as in other cases of guardianship, and concurred therein.

The House took up the message of the Senate in relation to the Bill of the House to authorize a grant to issue to Thomas A. Jones, to lot of land No. 181, in the 10th district of Carroll county, and concurred therein.

The House went into Committee of the Whole, Mr. Felton in the Chair, on the message of the Senate insisting on its amendments to the Bill of the House, to appropriate money to support Government, &c., and having spent some time therein, the Committee rose and reported the same back to the House without any amendment.

The Report was taken up and agreed to.

The amendments of the Senate to which the House had once disagreed, were then concurred in.

Mr. Thurmond laid on the table the following Resolution, to-wit:

*Resolved by the Senate and House of Representatives of the State of Georgia, in General Assembly met, That His Excellency the Governor is hereby requested to have distributed amongst the several counties of this State, the Journal of the State Convention, of December, 1850, in pursuance of a resolution of said Convention.*

The same was taken up and agreed to.

Leave of absence was granted to Messrs. Allred and Dyer for the balance of the session, after Thursday.

The House then adjourned until 2½ o'clock, P M.

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THREE O'CLOCK, P M.

The House met, pursuant to adjournment.

The House took up the message of the Senate insisting on its amendments to the Bill of the House, to carry into effect the amended Constitution of this State, &c., and concurred therein.

The House took up the message of the Senate in relation to the amendment of the Senate to the Bill of the House, incorporating a Bank in the town of LaGrange, to be called the LaGrange Bank, and concurred therein.

The House took up the message of the Senate in relation to the amendment to the Bill of the House, to prescribe the rates of taxes to be imposed on the Macon and Western Railroad, &c., and concurred therein.

The House took up the message of the Senate in relation to the Bill of the House, to render valid all records made, or other official acts done, in certain cases therein specified, and concurred therein.

The House took up the message of the Senate in relation to the amendments to the Bill of the House, to provide more effectually for the education of the poor, &c., and refused to concur in the same.

On motion of Mr. Seward, a Committee of Conference was appointed to meet such Committee as may be appointed on the part of the Senate, to confer on the amendments to the Bill last under consideration, and the Committee are Messrs. Seward, Bartow, and Stephens.

The House took up the Report on the Bill of the Senate, to alter and amend the 4th section of the 11th division of the Penal Code, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to empower Juries to authorize defendants in cases of absolute or total divorce, to marry again during the life of the libellant.

Mr. Stephens moved to postpone the same indefinitely.

Whereupon, on the call of Mr. Wofford, and the second of Mr. —, the yeas and nays were required to be recorded, and are—yeas 61, nays 40.



Those voting in the affirmative, are Messrs.

Allred,	Lewis,
Anderson, of Franklin,	Lochlin,
Bailey,	Lowe,
Barnett, of Butts,	McAfee,
Barlow,	McFarland,
Baugh,	McLain,
Bellinger,	Milledge,
Bivins,	Mobley,
Born,	Moreland,
Brinson,	Nasworthy,
Bulloch, ,	Perkins,
Cannon,	Price,
Clark, of Oglethorpe,	Ramsey,
Clark, of Stewart,	Raulerson,
Dyer,	Reeves,
Fall,	Richardson,
Felton,	Shewmake,
Floyd,	Smith, of Hancock,
Gardner,	Stephens,
Gilbert,	Sumner,
Gilmore,	Thornton,
Gray,	Thurmond,
Harrison,	Tillman, of Appling,
Harris, of Clark,	Tillman, of Tattnall,
Harper,	Trippe,
Henry,	Waldhour,
Janes,	Wallace,
Knox,	Woodward,
Lane,	Wooldridge,
Latimer, of Cobb,	Wynn, of Oglethorpe.
Latimer, of Warren,	

Those voting in the negative, are Messrs.

Armstrong,	Hill,
Atkinson,	Hussey,
Bartow,	Irvin, of Wilkes,
Barr,	Jackoway,
Barnett, of Henry,	Merrell,
Bloodworth,	Moon,
Byrd,	Patterson,
Carr,	Phillips,
Chastain,	Pickett,
Christie,	Pierce,
Cobb, of Dooly,	Roberts,
Cobb, of Harris,	Robinson, of Macon,
Derminy,	Searlett,
Erwin, of Forsyth,	Seward,

Fowler,	Smith, of Coweta,
Fuller,	Staten,
Grant,	Tift,
Hackney,	Watts,
Hall,	Wofford,
Henly,	Winn, of Gwinnett.

So the motion prevailed.

The House took up the Report on the Bill of the Senate, to alter and amend the third section of the first article of the Constitution of this State, and agreed thereto.

The Bill was read the third time, and the yeas and nays recorded on its passage, and are—yeas 82, nays 22.

Those voting in the affirmative, are Messrs.

Atkinson,	Latimer, of Cobb,
Bailey,	Latimer, of Warren,
Barr,	Lewis,
Barnett, of Henry,	Lowe,
Barlow,	McLain,
Baugh,	Milledge,
Bellinger,	Merrell,
Bivins,	Moon,
Bloodworth,	Mobley,
Born,	Moreland,
Brinson,	Nasworthy,
Bulloch,	Patterson,
Byrd,	Perkins,
Cannon,	Phillips,
Carr,	Pickett,
Chastain,	Pierce,
Clark, of Oglethorpe,	Price,
Clark, of Stewart,	Raulerson,
Cobb, of Dooly,	Reeves,
Cobb, of Harris,	Robinson, of Laurens,
Dorminy,	Robinson, of Macon,
Edwards,	Scarlett,
Erwin, of Forsyth,	Seward,
Fall,	Shewmake,
Felton,	Smith, of Coweta,
Fowler,	Smith, of Hancock,
Fuller,	Staten,
Gilbert,	Stephens,
Gilmore,	Sumner,
Grant,	Thornton,
Gray,	Thurmond,
Hackney,	Tift,
Hall,	Tillman, of Appling,

Harrison,	Tillman, of Tattnall,
Harris, of Clark,	Trippe,
Harper,	Wall,
Henly,	Wallace,
Hill,	Wofford,
Hussey,	Woodward,
Irvin, of Wilkes,	Woolldridge,
Jackoway,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Allred,	Knox,
Anderson, of Franklin,	Lane,
Armstrong,	Lochlin,
Bartow,	McAfee,
Barnett, of Butts,	McFarland,
Dyer,	Ramsey,
Floyd,	Richardson,
Gardner,	Roberts,
Henry,	Waldhour,
Holland,	Watts,
Janes,	Winn, of Gwinnett.

So the Bill was passed by a Constitutional majority.

The Speaker, by consent of the House, recorded his vote in the negative.

The House took up the Report on the Bill of the Senate, to prescribe the order of argument of counsel in criminal cases, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate, to authorize the consolidation of the Stocks of the Georgia Railroad and Banking Company, and of the Washington Railroad and Plank Company, incorporated 5th February, 1850, and for other purposes, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate, to compensate Executors, Administrators, and Guardians, in certain cases, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to incorporate the Ogeechee Plank Company, and for other purposes therein named.

Mr. Seward moved to amend the same by the following proviso, to-wit :

*And provided,* The said Company shall not charge for stock of any description driven over said road—so to be constructed on the said Ogeechee road ;

Which motion was lost ;

The Report was then agreed to ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to extend the charter of the Augusta Insurance and Banking Company, and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to regulate the practice in the Supreme Court, and the Superior Courts of this State, and for other purposes—and to relieve suitors in the Supreme Court—and to change the districts, and times and places of holding the Supreme Courts, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to alter and change the time of holding the Superior Court of Harris county, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to amend the first section of the third article of the Constitution.

Mr. Seward moved to postpone the same indefinitely ;

Which motion prevailed.

The House took up the Report on the Bill of the Senate, to authorize the Central Railroad and Banking Company of Georgia, to lease and work such Railroads as now connect, or may hereafter connect with the Central Railroad, and to authorize the Boards of Directors of such Railroad Companies as now have, or may hereafter have, their respective Railroads connecting with the said Central Railroad, to make leases thereof for a term of years, or during the continuance of their respective charters, and agreed thereto.

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to amend the several Acts heretofore passed, incorporating and relating to the South-Western Railroad Company, and to authorize said Company to build and maintain a Railroad, from the South-Western Railroad, at Fort Valley, crossing the Flint river at or near a place called Wolf Pen, in the county of Macon, and then to join the Railroad of the Muscogee Railroad Company.

Mr. Thurmond moved to amend by the addition of the following proviso, to-wit :

*Provided*, That nothing in this Act shall be construed to exempt said extension of said road from any tax the Legislature may hereafter assess.

Whereupon, on the call of Mr. Bartow, and the second of Mr. Hill, the yeas and nays were required to be recorded, and are—yeas 58, nays 40.

Those voting in the affirmative, are Messrs.

Allred,	Lewis,
Bailey,	Lochlin,
Barr,	Lowe,
Barnett, of Butts,	McLain,
Baugh,	Merrell,
Bellinger,	Moon,
Blackwell,	Nasworthy,
Bloodworth,	Patterson,
Born,	Phillips,
Bulloch,	Pickett,
Byrd,	Pierce,
Cannon,	Ramsay,
Chastain,	Raulerson,
Dorminy,	Reeves,
Dyer,	Richardson,
Erwin, of Forsyth,	Robinson, of Laurens,
Felton,	Smith, of Hancock,
Floyd,	Stat n,
Grant,	Sumner,
Gray,	Thornton,
Hall,	Thurmond,
Harrison,	Tift,
Harris, of Clarke,	Tillman, of Appling,
Harper,	Tillman, of Tattnall,
Jackoway,	Waldhour,
Janes,	Wall,
Knox,	Watts,
Lane,	Wofford,
Latimer, of Warren,	Wynn, of Oglethorpe.

Those who voted in the negative, are Messrs.

Atkinson,	Holland,
Bartow,	Hussey,
Barnett, of Henry,	Irvin, of Wilkes,
Barlow,	Latimer, of Cobb,
Bivins,	McFarland,
Cameron, of Telfair,	Mobley,
Carr,	Perkins,
Christie,	Powell,
Cobb, of Dooly,	Price,
Cobb, of Harris,	Roberts,
Dawson, of Greene,	Russell,
Edwards,	Seward,
Fowler,	Shewmake,
Gardner,	Smith, of Coweta,
Gilbert,	Stephens,
Gilmore,	Trippe,

Harris, of McIntosh,	Wallace,
Henly,	Woodward,
Henry,	Woolridge,
Hill,	Winn, of Gwinnett,

The motion prevailed.

Mr. Trippe moved the following as an additional section, to-wit:

*And be it further enacted,* That the President of said South-Western Railroad, shall on or before the first day of January, of 1853, and on or before the first day of every January thereafter, pay as a tax into the Treasury of the State, one-half of one per cent. of the nett proceeds thereof, and on failure so to do, the Treasurer shall issue an execution against said Road and its appurtenances, for double the amount of said tax.

Whereupon, on the call of Mr. Bartow, and the second of Mr. Atkinson, the yeas and nays were required to be recorded, and are—yeas 65, nays 38.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Latimer, of Cobb,
Bailey,	Latimer, of Warren,
Barr,	Lewis,
Barnett, of Butts,	Lochlin,
Baugh,	Lowe,
Bellinger,	McAfee,
Blackwell,	McLain,
Born,	Merrell,
Brinson,	Moon,
Bulloch,	Nasworthy,
Byrd,	Phillips,
Cameron, of Telfair,	Ramsey,
Cannon,	Raulerson,
Chastain,	Reeves,
Clark, of Oglethorpe,	Richardson,
Cobb, of Harris,	Robinson, of Laurens,
Dawson, of Greene,	Robinson, of Macon,
Dorminy,	Smith, of Hancock,
Dyer,	Staten,
Erwin, of Forsyth,	Sumner,
Felton,	Thornton,
Floyd,	Thurmond,
Gilbert,	Tift,
Grant,	Tillman, of Tatnall,
Gray,	Trippe,
Harrison,	Waldhour,
Harris, of Clarke,	Wall,

Harper,	Wallace,
Hussey,	Watts,
Jackoway,	Wofford,
Janes,	Woodward,
Knox,	Wynn, of Oglethorpe.
Lane,	

Those voting in the negative, are Messrs.

Anderson, of Wilkes,	Holland,
Atkinson,	Irvin, of Wilkes,
Bartow,	McFarland,
Barnett, of Henry,	Mobley,
Barlow,	Patterson,
Bivins,	Perkins,
Bloodworth,	Pickett,
Carr,	Pierce,
Christie,	Powell,
Cobb, of Dooly,	Price,
Edwards,	Roberts,
Fowler,	Russell,
Gardner,	Scarlett,
Gilmore,	Seward,
Hall,	Shewmake,
Harris, of McIntosh,	Smith, of Coweta,
Henly,	Stephens,
Henry,	Wooldridge,
Hill,	Winn, of Gwinnett.

The section was received.

The Report, as amended, was then agreed to ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to incorporate the Augusta, Atlanta, and Nashville Magnetic Telegraph Company, and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to amend the Act incorporating and granting corporate powers to the town of Bainbridge, in the county of Decatur ;

Mr. Wofford moved an additional section, amending the Act incorporating the town of Cassville, so as to extend the corporate limits thereof, &c. ;

The Report, as amended, was then agreed to ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to repeal so much of an Act to change the names and legitimize the persons therein named, and for other purposes, approved February 16th, 1850, so far as relates to

the change of the name of William Hadaway, and agreed thereto;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate, to alter and change the name of Andrew Jackson, of the county of Telfair, to that of Andrew Passmore, his reputed father, and agreed thereto;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate, to incorporate the town of Marietta, in the county of Cobb, and also to enlarge the boundary of said town, and incorporate the same, under the name of the city of Marietta, and to provide for the election of Mayor and City Councilmen, and such other officers as may be required, and confer upon them specified powers, and for other purposes therein named;

And the same being considered and amended, was agreed to.

The Bill was read the third time and passed.

The House adjourned until 6½ o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House met, pursuant to adjournment.

On motion of Mr. Tift, and he from the special Committee to whom was referred the Bill to incorporate the Albany Bridge Company, reported a substitute in lieu of the same.

On motion of Mr. Wooldridge, the House took up the following Bill of the Senate, and read the same the first time, to wit:

A Bill to authorize the City Council of Columbus to loan the bonds of said corporation for seventy-five thousand dollars, to the Muscogee Railroad Company.

Leave of absence was granted to Mr. Felton, for the remainder of the session; also, to Mr. Price, for the remainder of the session, after Thursday next; also, to Mr. Morehouse, for a day or two.

Mr. Harper moved to take up the reconsidered Bill for the pardon of James Mouchet;

Which motion prevailed;

The House then took up the reconsidered Bill to pardon James Mouchet, convicted of murder, on circumstantial evidence;

Mr. Clark, of Oglethorpe, offered as a substitute, in lieu of the original Bill, the following, to wit:

A Bill to direct the principal Keeper of the Penitenti-



ary to transfer James Mouchet, a convict now in the Penitentiary, from the county of Oglethorpe, to the Lunatic Asylum, under the provisions of the present law, directing the transfer of convicts who may become lunatic or insane, after their imprisonment in the Penitentiary;

Mr. Chastain moved the previous question, and the same was seconded by a majority of the House;

The question then being propounded, "Shall the main question be now put," the same was decided in the affirmative;

The main question being then put, "Will the House receive the substitute, in lieu of the original Bill," on the call of Mr. Seward, and the second Mr. Dyer, the yeas and nays were required to be recorded, and are—yeas 40, nays 49.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Jackoway,
Bailey,	Janes,
Baugh,	Knox,
Bivens,	Lane,
Blackwell,	Lewis,
Bulloch,	Lochlin,
Byrd,	McFarland,
Cannon,	Milledge,
Chastain,	Moon,
Clark, of Oglethorpe,	Price,
Dawson, of Greene,	Reeves,
Dorminy,	Robinson, of Macon,
Dyer,	Shewmake,
Erwin, of Forsyth,	Staten,
Fannin,	Stephens,
Felton,	Thornton,
Harris, of Clark,	Thurmond,
Henry,	Tift,
Holland,	Wofford,
Irvin, of Wilkes,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Atkinson,	Latimer, of Warren,
Barr,	Lowe,
Barnett, of Henry,	McAfee,
Bellinger,	McComb,
Bloodworth,	McLain,
Born,	Morrell,
Cameron, of Telfair,	Mobley,
Christie,	Moreland,
Clark, of Stewart,	Nasworthy,

Cobb, of Dooly,	Perkins,
Cobb, of Harris,	Pickett,
Dawson, of Putnam,	Pierce,
Edwards,	Roberts,
Fall,	Robinson, of Laurens,
Floyd,	Seward,
Fuller,	Smith, of Hancock,
Gardner,	Tillman, of Appling,
Gibert,	Tillman, of Tattnall,
Grant,	Trippe,
Gray,	Waldhour,
Hackney,	Wallace,
Hall,	Wooldridge,
Harrison,	Woodward,
Harris, of McIntosh,	Winn, of Gwinnett.
Harper,	

So the substitute was rejected.

The question then recurred on the passage of the Bill ;  
Mr. Seward moved the previous question, and the same was seconded by a majority of the House ;

The question then being propounded, " Shall the main question be now put," the same was decided in the affirmative ;

The main question then being put, " Shall this Bill now pass," on the call of Mr. McLane, and the second of Mr. Dyer, the yeas and nays were recorded, and are—yeas 49, nays 44.

Those voting in the affirmative, are Messrs.

Atkinson,	Latimer, of Warren,
Barr,	Lowe,
Barnett, of Henry,	McComb,
Bloodworth,	McFarland,
Cameron, of Telfair,	Mobley,
Christie,	Moreland,
Clark, of Stewart,	Nasworthy,
Cobb, of Dooly,	Perkins,
Cobb, of Harris,	Pickett,
Dawson, of Putnam,	Pierce,
Edwards,	Roberts,
Fall,	Robinson, of Laurens,
Fannin,	Robinson, of Macon,
Floyd,	Seward,
Fowler,	Shewmake,
Fuller,	Smith, of Hancock,
Gardner,	Tillman, of Appling,
Gilbert,	Tillman, of Tattnall,

Grant,	Trippe,
Gray,	Waldhour,
Hackney,	Wallace,
Harrison,	Woodward,
Harris, of Clarke,	Wooldridge,
Harrish, of McIntosh,	Winn, of Gwinnett.
Harper,	

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Holland,
Bailey,	Irvin, of Wilkes,
Barnett, of Butts,	Jackoway,
Baugh,	Janes,
Bellinger,	Knox,
Bivins,	Lane,
Blackwell,	Lewis,
Born,	Lochlin,
Brinson,	McAfee,
Bulloch,	McLain,
Byrd,	Milledge,
Cannon,	Merrell,
Chastain,	Moon,
Clark, of Oglethorpe,	Price,
Dawson, of Greene,	Reeves,
Dorminy,	Staten,
Dyer,	Stephens,
Erwin, of Forsyth,	Thurmond,
Felton,	Tift,
Hall,	Wofford,
Henry,	Wynn, of Oglethorpe.

So the Bill was passed.

On motion of Mr. Bloodworth, the Clerk was directed to carry the same forthwith to the Senate.

The House took up the Report on the Bill of the Senate, to give the election of Marshal and Deputy Marshal of the city of Atlanta to the people; to authorize their removal from office in certain cases therein named, and in those cases to make them ineligible to reelection, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to fix the price of grants for lands in the 10th and 11th Districts of Ware County, sold under an Act passed the 11th day of February, 1850, and agreed thereto;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to authorize grants to issue for fractions, which were paid

for by persons not holding certificates for the same, and to refund to purchasers of fractional lots of land under the Act of 1847, the purchase money, and grant fees by them paid where they may have been or may hereafter be ousted of said land, and agreed thereto;

The Bill was read the third time and lost.

The House took up the Report on the Bill of the Senate to incorporate the town of DeSoto, in the county of Floyd, and the same being considered and amended, was agreed to;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to alter and fix the times of holding the Superior Courts of the counties of Irwin and Telfair; and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate, to authorize James H. Saunders, of Butts county, to use the water-power on the shoal at the Indian Spring reserve, for certain purposes, and under certain restrictions; and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate, amendatory of an Act assented to 22nd of December, 1834, to alter the laws relating to the county of Baldwin, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate, to change, alter, and fix the time of holding the Inferior Court of the county of Early, and the fall term of the Superior Court of the county of Bullock, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate, to compensate the Grand and Petit Jurors of the county of Union, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate, to incorporate the Barnesville Male and Female High School, and to appoint Trustees for the same, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate, to amend an Act entitled an Act to incorporate the Savannah Female Asylum Society, in the city of Savannah, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate, to change the line between the counties of Madison and Clark, so as to include the land and residence of Obediah Thompson, of the county of Madison, in the county of

Clark, and the same being amended, was then agreed to ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate for the relief of Sarah G. Foster, of the county of Butts, and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to point out and define the mode of service of writs of *scire facias*, and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to authorize the Court of Ordinary of Upson county to grant letters of Administration on the undivided estate of Allen McWalker, deceased, late of Upson county, and on certain conditions ; and the same was indefinitely postponed.

The following Message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER: The Senate has passed the following Bills of the House with amendments, to which they ask the concurrence of the House of Representatives :

A Bill to provide for the education of a certain number of State Cadets in the Georgia Military Institute, to defray the expenses of the same, and for other purposes therein mentioned ;

Also, a Bill to appropriate and refund to Joseph Marshall, Tax Collector of Decatur county, a certain sum of money therein named.

The Senate has agreed to a Report in relation to the boundary line between the States of Georgia and Florida, to which they ask the concurrence of the House of Representatives.

The following message was received from the Governor by Mr. Paine, his Secretary :

MR. SPEAKER: The Governor has approved and signed the following Acts :

An Act to incorporate and endow the Georgia Academy for the Blind ;

An Act for the prevention of foreigners peddling in the State of Georgia ;

An Act to amend an Act to protect religious societies in the exercise of their religious duties, approved December 13th, 1792 ;

An Act to alter and amend an Act to authorize the subscription by the State of Georgia to the Capital Stock of the Milledgeville and Gordon Railroad Company, passed 6th February, 1850 ;

Which have been deposited in the office of the Secretary of State.

The House took up the Report on the Bill of the Senate

to prohibit the owners, overseers, or employers of slaves in this State, from permitting said slaves to do unnecessary work on the Sabbath; and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate to compensate the owners of unenclosed grounds through which any of the Inferior Courts of this State may grant new roads; and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate to authorize Justices of the Peace to recognize witnesses for their appearance in any State case, and the same being amended, was agreed to;

The Bill was read the third time and lost.

The House took up the Report on the Bill of the Senate to amend an Act entitled an Act to regulate the partitioning of land and tenements in certain cases, in the State of Georgia, passed 26th December, 1837, and agreed thereto;

The Bill was read the third time and lost.

The House took up the Report on the Bill of the Senate to change the names of Martha G. Nelson and Charles Y. Nelson, to the names of Martha G. Caldwell and Charles Y. Caldwell, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to change the name of Eliza Jarratt, of Harris county, to that of Eliza Hatchett, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to change the name of Martha R. Harvey to Martha R. Dixon, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Bill of the Senate to dispose of personal property, levied upon and claimed for other purposes; and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate to authorize the several Railroad Companies of this State to establish through rates for the transportation and conveyance of produce, merchandize and passengers over their respective Roads jointly, and agreed thereto;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to incorporate the Columbus and Greenville Plank Road and Turnpike Company, and the Columbus and Lanahassee Plank and Turnpike Road Company, and the Atlanta and Sweetwater Plank and Turnpike Road Company, and for other purposes therein specified, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate

to alter and amend the 8th division of the 4th section of the Penal Code of this State, and agreed thereto.

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Stephens and the second of Mr. Seward, the yeas and nays were recorded, and are—yeas 28, nays 58.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	McAfee,
Atkinson,	McLain,
Bellinger,	Merrell,
Born,	Mobley,
Brinson,	Moreland,
Cannon,	Pickett,
Dorminy,	Price,
Dyer,	Reeves,
Fall,	Robinson, of Laurens,
Floyd,	Smith, of Hancock,
Fuller,	Tillman, of Appling,
Jackoway,	Tillman, of Tattnall,
Lane,	Wooldridge,
Lewis,	Winn, of Gwinnett.

Those voting in the negative, are Messrs.

Bailey,	Harper,
Bartow,	Henry,
Barnett, of Henry,	Holland,
Barlow,	Irvin, of Wilkes,
Baugh,	Knox,
Bivins,	Latimer, of Warren,
Blackwell,	Lochlin,
Bloodworth,	Lowe,
Bulloch,	McFarland,
Byrd,	Milledge,
Cameron, of Telfair,	Moon,
Chastain,	Nasworthy,
Christie,	Perkins,
Clark, of Oglethorpe,	Pierce,
Cobb, of Dooley,	Raulerson,
Cobb, of Harris,	Roberts,
Dawson, of Putnam,	Robinson, of Macon,
Erwin, of Forsyth,	Seward,
Fannin,	Shewmake,
Felton,	Staten,
Fowler,	Stephens,
Gardner,	Thornton,
Gilbert,	Thurmond,
Grant,	Tift,

Gray,	Trippe,
Hackney,	Waldhour,
Hall,	Wall,
Harrison,	Wofford,
Harris, of Clarke,	Wynn, of Oglethorpe.

So the Bill was lost.

The House took up the Report on the Bill of the Senate to incorporate the Atlanta Academy at Atlanta, and Flint River Academy in Upson county, and appoint Trustees for the same, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate a Savings Bank in the city of Augusta, and to incorporate and confer certain powers upon certain associations therein named, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate the Baptist Church in the town of Marietta, in the county of Cobb, and appoint Trustees for the same ; and also, to incorporate Pisgah Baptist Church in the county of Floyd ; also, to incorporate the Baptist Church of Christ, in Fayetteville, Fayette county, and appoint Trustees for the same, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to alter and amend the militia laws of this State, so far as relates to the 1st regiment, 1st brigade, 1st division Georgia Militia, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to add lot of land No. 62, in the 7th District of originally Baldwin now Twiggs county, to the county of Bibb, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to organize a volunteer battalion in the city of Savannah, to be called the Independent Volunteer Battalion of the city of Savannah, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate the Sweetwater Manufacturing Company, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to authorize Raesa McCrone to build a bridge across the Ogeechee River, and crossing the swamps thereof, on his



own land in the counties of Bullock and Scriven, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate the Coosa and Chattooga River Railroad Company ; and the same being amended, was agreed to ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to regulate the advertisements of Clerks, Sheriffs and other county officers, to provide for the preservation of newspapers containing the same, and for other purposes ; and the same was postponed until morning.

The House took up the following Bill of the Senate, to wit :

A Bill to incorporate the Albany Bridge Company ;

Which was read the second time, and committed for a third reading.

Leave of absence was granted to Mr. Barlow for the remainder of the Session.

The House adjourned until 9 o'clock, to-morrow morning.

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TUESDAY, JANUARY 20TH, 1852.

The House met pursuant to adjournment.

On motion of Mr. Bartow, the House reconsidered so much of the Journal of yesterday as relates to the passage of the Bill, to change, alter, and fix the time of holding the Inferior Court of the county of Early, and the Fall term of the Superior Court of the county of Bulloch.

The House took up the message of the Senate in relation to the amendments to the Bill of the House, to provide for the education of a certain number of State Cadets in the Georgia Military Institute, &c., and concurred therein.

The House took up the message of the Senate in relation to the amendment to the Bill of the House, to appropriate and refund to Joseph Marshall, Tax Collector of Decatur county, a certain sum of money therein named ;

The House refused to concur in the same, and the Clerk was directed to carry the same immediately to the Senate.

The House took up the Report on the Bill of the Senate, to regulate the advertisements of Clerks, Sheriffs, Constables, and other county officers, to provide for the preservation of newspapers containing the same, and for other purposes ;

Mr. Clark, of Oglethorpe, moved the previous question, and the same was seconded by a majority of the House ;

The House also decided that the main question should then be put, and the same being propounded, which was on agreeing to the Report of the Committee of the Whole, the same was agreed to ;

The Bill was read the third time, and

Mr. Clark, of Stewart, moved the previous question, and was seconded by a majority of the House.

The House then decided that the main question should be put ; yeas 57, nays 51.

Those voting in the affirmative, are Messrs.

Armstrong,	Lane,
Bartow,	Latimer, of Warren,
Barnett, of Butts,	Lewis,
Baugh,	Lowe,
Bellinger,	McAfee,
Bivins,	Merrell,
Blackwell,	Mobley,
Brinson,	Moreland,
Christie,	Morel,
Clark, of Oglethorpe,	Nasworthy,
Clark, of Stewart,	Perkins,
Cobb, of Dooly,	Powell,
Cobb, of Harris,	Ramsay,
Dyer,	Reeves,
Edwards,	Robinson, of Laurens,
Erwin, of Forsyth,	Staten,
Fall,	Stephens,
Fannin,	Sumner,
Floyd,	Thornton,
Fuller,	Thurmond,
Gilbert,	Tillman, of Tattnall,
Gilmore,	Trippe,
Hall,	Waldhour,
Harrison,	Wallace,
Harris, of Clarke,	Woodward,
Harris, of McIntosh,	Wooldridge,
Harper,	Winn, of Gwinnett,
Henry,	Wynn, of Oglethorpe.
Hill,	

Those voting in the negative, are Messrs.

Allred,	Jones,
Anderson, of Franklin,	Knox,
Atkinson,	Latimer, of Cobb,
Bailey,	Lochlin,

Barr,	McLain,
Barnett, of Henry,	Moon,
Bloodworth,	Patterson,
Born,	Phillips,
Bulloch,	Pickett,
Byrd,	Pierce,
Cameron, of Telfair,	Price,
Cannon,	Raulerson,
Carr,	Richardson,
Chastain,	Roberts,
Dawson, of Greene,	Robinson, of Macon,
Dawson, of Putnam,	Russell,
Dorminy,	Scarlett,
Felton,	Seward,
Fowler,	Shewmake,
Gardner,	Smith, of Coweta,
Grant,	Tift,
Gray,	Tillman, of Appling,
Henly,	Wall,
Hussey,	Watts,
Irvin, of Wilkes,	Wofford.
Jackoway,	

The Bill was passed.

The House took up the Report on the Bill to amend an Act to regulate the several Acts now in force regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe, and Lee, and to provide for the mode of collecting the same;

And the same being amended, was agreed to.

The Bill was read the third time, and postponed for the present.

The House took up the Report on the Bill in relation to issuing Change Bills and private Banking, to punish the same, and to authorize the Banks of this State to issue Bills of certain denominations;

And the same being amended, was agreed to.

The Bill was read the third time, and on the question "Shall this Bill now pass?" on the call of Mr. Bloodworth, and the second of Mr. Seward, the yeas and nays were recorded, and are—yeas 69, nays 34.

Those voting in the affirmative, are Messrs.

Atkinson,	Lewis,
Bartow,	Lowe,
Barnett, of Butts,	McAfee,
Barlow,	McComb,

Bellinger,  
Bivins,  
Bloodworth,  
Born,  
Byrd,  
Cannon,  
Carr,  
Castens,  
Chastain,  
Christie,  
Clark, of Stewart,  
Cobb, of Dooley,  
Dawson, of Greene,  
Dawson, of Putnam,  
Dorminy,  
Edwards,  
Felton,  
Fowler,  
Gilbert,  
Gray,  
Hall,  
Harris, of McIntosh,  
Henly,  
Hill,  
Holland,  
Hussey,  
Irvin, of Wilkes,  
Jackoway,  
Lane,  
Latimer, of Cobb,  
Latimer, of Warren,

McLain,  
Merrell,  
Mobley,  
Morel,  
Nasworthy,  
Perkins,  
Pickett,  
Pierce,  
Powell,  
Price,  
Raulerson,  
Roberts,  
Robinson, of Laurens,  
Russell,  
Scarlett,  
Seward,  
Smith, of Coweta,  
Smith, of Hancock,  
Staten,  
Stephens,  
Sumner,  
Tift,  
Tillman, of Appling,  
Trippe,  
Wallace,  
Wofford,  
Woodward,  
Wooldridge,  
Winn, of Gwinnett,  
Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Allred,  
Anderson, of Franklin,  
Armstrong,  
Bailey,  
Barr,  
Barnett, of Henry,  
Baugh,  
Blackwell,  
Branson,  
Bulloch,  
Clark, of Oglethorpe,  
Cobb, of Harris,  
Dyer,  
Erwin, of Forsyth,  
Fall,

Grant,  
Hackney,  
Harrison,  
Harris, of Clark,  
Henry,  
Janes,  
Knox,  
Lochlin,  
Moon,  
Moreland,  
Phillips,  
Ramsay,  
Richardson,  
Thornton,  
Thurmond,

Floyd,  
Gilmore,

Tillman, of Tattnall,  
Waldhour.

So the Bill was passed.

The following message was received from the Governor by Mr. Hood, his Secretary :

MR. SPEAKER :—The Governor has approved and signed the following Acts, to-wit :

No. 201. An Act to amend an Act entitled an Act to give all persons employed on steamboats and other water crafts, on the Chattahoochee, Altamaha, and Ocmulgee rivers, a lien on said steamboats or water crafts, for his her, or their wages, and for wood and provisions furnished and to point out and facilitate the mode of the collection of the same, assented to December 7th, 1841, so as to extend the provisions of the same, and in favor of machinists.

No. 202. An Act to authorize James A. Straynge, an infirm man of the county of Jackson, as an itinerant trader, to vend any goods, wares or merchandize, within the Sixth Congressional District, without obtaining license for the same ;

No. 203. An Act to incorporate the Stockholders of the Carrollton Railroad Company ;

No. 204. An Act to change the name of Asa Couch, of the county of Elbert, and for other purposes ;

No. 205. An Act to exempt certain persons of McIntosh county from road duty, and for other purposes therein named ;

No. 207. An Act to repeal the first and second sections of an Act, approved 23d February, 1850, entitled an Act to curtail the labor of the Supreme Court, and to reduce the cost in said Court, and to authorize amendments in said Court ;

No. 208. An Act to regulate the mode of executing the Bonds of Receivers of Banks, appointed according to the provisions of the Act, assented to December 13th, 1842.

No. 209. An Act to give a construction to the 4th section of the Statute of Frauds, so far as the same relates to a party defendant being chargeable "upon any special promise to answer for the debt, default, or miscarriage of a third person," &c. ;

No. 210. An Act to point out the mode of paying commissions to Administrators, Executors and Guardians, and for other purposes therein named ;

No. 206. An Act to repeal the first section of an Act entitled an Act to prevent lumber measurers from being Clerks or Agents of lumber buyers or lumber mills, and to define the mode of measuring stocks, or hewn or ranging timber, so far as the county of Chatham is concerned ;

All of which have been deposited in the office of Secretary of State.

The House took up the Report on the Bill of the Senate, to change the name of Margaret Jane Brooks to that of Margaret Jane Chappell, &c., and agreed thereto;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate, to limit the time of taking out grants to the State's half, and the informer's half, of any lot of land fraudulently drawn in any of the land or gold lotteries of this State, and to provide for the granting of the same after the expiration of said time, and agreed thereto;

The Bill was read the third time and passed.

The House took up the Report on the Bill to authorize the Savannah and Ogeechee Canal Company, to extend their Canal to the Altamaha river, and agreed thereto;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate, to secure to Walter T. Colquitt, and others, the use of that part of the water of the Chattahoochee river belonging to the State, at and about the city of Columbus, and for other purposes therein mentioned.

Mr. Chastain moved to postpone the Bill indefinitely;  
Which motion prevailed.

The House took up the Report on the Bill of the Senate, to alter and amend the 27th section of the 10th division of the Penal Code; and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate, to alter and amend the first section of an Act entitled an Act to alter and amend the several Acts in relation to itinerant traders, and to prescribe the mode of obtaining license, approved November 27th, 1845, so far as respects the county of Lee, and agreed thereto;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate, to incorporate the village of Cave Spring, in the county of Floyd, &c., and the same being amended, was agreed to;

The Bill was read the third time and passed.

The following Message was received from the Senate by Mr. Glenn, their Secretary:

MR. SPEAKER:—The Senate has disagreed to the amendments of the House to the Bill of the Senate, to amend the several Acts heretofore passed, incorporating and relating to the South-Western Railroad Company, to build and maintain a Railroad from the South-Western Railroad, at Fort Valley, crossing the Flint river at or near to a place called the Wolf Pen, in the county of Macon, and there to join the Railroad of the Muscogee Railroad Company.

The Senate has concurred in the amendment of the

House to the Bill of the Senate, to amend the Acts incorporating and granting corporate powers to the town of Bainbridge, in the county of Decatur.

The Senate has also concurred in the amendment of the House of Representatives, to the Bill of the Senate, "to incorporate the town of Marietta, in the county of Cobb, and also to enlarge the boundary of said town, and incorporate the same, under the name of the city of Marietta, and to provide for the election of a Mayor and City Councilmen, and such other officers as may be required, and confer upon them specified powers, and for other purposes therein mentioned.

The Senate insists upon its amendments to the Bill of the House of Representatives, the more effectually to provide for the education of the poor, and have appointed as a Committee of Conference, Messrs. Harman, Moore, and Knight.

The Senate insists on its amendments to the Bill of the House, to regulate practice in Courts of Law and Equity, and define the powers of the same, to which the House had disagreed.

The Senate has receded from its amendment to the Bill of the House of Representatives, to appropriate money to certain persons therein named, for pursuing and arresting certain persons, charged with the offence of murder, &c.

The Senate insists upon its amendment to the Bill of the House of Representatives, to alter and amend an Act entitled an Act to alter and amend an Act for the better regulation of the town of Monticello, in the county of Jasper, and to extend the limits of the town of Forsyth, and to authorize the Commissioners to pay a Marshal; and have appointed as a Committee of Conference, Messrs. Harman, Moore and Knight, and respectfully ask the House to do the same.

The Senate has also passed the Bill of the House, to change the time of holding the Superior Courts of Richmond county, and the Inferior Courts of Chattooga county, with amendments, to which they ask the concurrence of the House.

The Senate has concurred in the amendment of the House to the Bill of Senate, to repeal the first section of an Act, approved the 19th December, 1849, entitled an Act to repeal all laws respecting the importation of Slaves into this State, and to give certain powers to municipal corporations, in relation to Slaves.

The Senate has receded from its amendment to the Bill of the House, to appropriate money for the support of Government, for the political years 1852 and 1853, to which the House had disagreed, and appointed a Committee of Conference.

The House took up the Report on the Bill to incorporate the Griffin Synodical College, and to grant to such corporation certain rights, immunities and privileges, and agreed thereto;

The Bill was read the third time and passed.

The House took up the message of the Senate insisting on its amendments to the Bill of the House, to alter and amend an Act for the better regulation of the town of Monticello, in the county of Jasper, &c., and on motion of Mr. Tripp, a Committee of Conference was appointed to meet the one from the Senate, and consult on the amendment, &c., and the Committee are Messrs. Tripp, Hill and Jones.

The House took up the message of the Senate insisting on its amendment to the Bill of the House, to regulate the practice in Courts of Law and Equity, and define the powers of the same; and on motion of Mr. Mobley, the following Committee of Conference were appointed on the disagreement: Messrs. Mobley, Thurmond and Seward.

The House took up the message of the Senate, refusing to concur in the amendments of the House to the Bill of the Senate, to amend the several Acts heretofore passed incorporating and relating to the South-Western Railroad Company, and to authorize said Company to build and maintain a Railroad from the South-Western Railroad, at Fort Valley, crossing the Flint river at or near to a place called Wolf Pen, &c.; and on the motion that the House recede from its amendment, on the call of Mr. Clark, of Oglethorpe, and the second of Mr. Anderson, of Franklin, the yeas and nays were recorded, and are—yeas 52, nays 46.

Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Holland,
Armstrong,	Irvin, of Wilkes,
Atkinson,	Lane,
Bailey,	Latimer, of Cobb,
Bartow,	Latimer, of Warren,
Barnett, of Henry,	Lowe,
Bivins,	Merrell,
Bloodworth,	Moon,
Cameron, of Telfair,	Mobley,
Carr,	Morel,
Castens,	Nasworthy,
Christie,	Patterson,
Clark, of Stewart,	Pickett,
Cobb, of Harris,	Powell,
Dyer,	Price,
Edwards,	Raulerson,



Fall,	Roberts,
Fuller,	Russell,
Gardner,	Scarlett,
Gilmore,	Shewmake,
Hackney,	Thornton,
Hall,	Tillman, of Appling,
Harris, of Clark,	Trippe,
Henly,	Waldhour,
Henry,	Winn, of Gwinnett,
Hill,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Allred,	Janes,
Anderson, of Franklin,	Knox,
Barr,	Langmade,
Barnett, of Butts,	Lewis,
Bellinger,	Lochlin,
Blackwell,	McAfee,
Born,	McLain,
Brinson,	Moreland,
Bulloch,	Phillips,
Byrd,	Pierce,
Chastain,	Ramsey,
Clark, of Oglethorpe,	Reeves,
Cobb, of Dooly,	Richardson,
Dawson, of Putnam,	Robinson, of Laurens,
Dorminy,	Smith, of Hancock,
Erwin, of Forsyth,	Staten,
Fannin,	Summer,
Floyd,	Thurmond,
Gilbert,	Tift,
Grant,	Tillman, of Tattnall,
Gray,	Wall,
Hussey,	Watts,
Jackoway,	Wofford.

The House recessed.

The second amendment of the House having been read, to which the Senate refused to agree, on motion to recede, on the call of Mr. Fuller, and the second of Mr. Thurmond, the yeas and nays were recorded, and are—yeas 48, nays 46.

Those voting in the affirmative, are Messrs.

Armstrong,	Irvin, of Wilkes,
Atkinson,	Lane,
Bartow,	Lowe,

Barnett, of Henry,	Mobley,
Bivins,	Morel,
Bloodworth,	Nasworthy,
Cameron, of Telfair,	Powell,
Carr,	Price,
Christie,	Raulerson,
Clark, of Stewart,	Roberts,
Cobb, of Dooly,	Robinson, of Macon,
Cobb, of Harris,	Russell,
Dawson, of Greene,	Scarlett,
Dyer,	Seward,
Edwards,	Shewmake,
Gardner,	Smith, of Coweta,
Gilmore,	Stephens,
Hall,	Thornton,
Harrison,	Tift,
Harris, of Clark,	Trippe,
Henly,	Wallace,
Henry,	Watts,
Hill,	Woodward,
Holland,	Winn, of Gwinnett.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Knox,
Barnett, of Butts,	Langmade,
Baugh,	Latimer, of Cobb,
Bellinger,	Latimer, of Warren,
Blackwell,	Lewis,
Born,	Lochlin,
Brinson,	McAfee,
Bulloch,	McLain,
Byrd,	Moon,
Cannon,	Phillips,
Chastain,	Pickett,
Clark, of Oglethorpe,	Pierce,
Dawson, of Putnam,	Reeves,
Dorminy,	Richardson,
Erwin, of Forsyth,	Staten,
Fall,	Sumner,
Floyd,	Thurmond,
Fuller,	Tillman, of Appling,
Gilbert,	Tillman, of Tattnall,
Grant,	Waldhour,
Gray,	Wall,
Jackoway,	Wofford,
Janes,	Wynn, of Oglethorpe.

The House recessed.

The House took up the Report on the Bill of the Senate to authorize and require the Inferior Court of Cherokee county to allow the Tax Collector of said county his insolvent list, and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to alter and change the line between the counties of Lee and Sumter, &c., and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to change the name of John Sheahan, of the county of Chatham, to the name of John Theodore McFarland, &c., and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate for the relief of the teachers of poor children of the county of Hall for the years 1844 and 1846, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to limit the lien of judgments rendered in any of the Courts of this State, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate amendatory of an Act of the General Assembly, assented to in 1847, as authorizes the City Council of Milledgeville to levy and raise a tax assessed on the value of the real property owned, or leased for a term of years within the corporate limits of said city, so as to extend the time within which to raise an amount to pay subscription of said city for stock in the Milledgeville and Gordon Railroad Companies, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate Atlanta Lodge No. 59, and other Lodges, Chapters and Divisions therein named ;

Mr. Chastain moved to postpone the same indefinitely ;

The motion was lost.

Mr. Chastain moved to strike out so much of the Bill as relates to incorporating Divisions of Sons of Temperance ;

Whereupon, on the call of Mr. Chastain and the second of Mr. ———, the yeas and nays were required to be recorded, and are—yeas 25, nays 63.

Those voting in the affirmative, are Messrs.

Allred,  
Anderson, of Franklin,  
Baugh,  
Bellinger,  
Bloodworth,

Henly,  
Jackoway,  
McAfee,  
McLain,  
Moon,

Bulloch,	Nasworthy,
Cameron, of Telfair,	Patterson,
Chastain,	Pickett,
Cobb, of Harris,	Pierce,
Erwin, of Forsyth,	Powell,
Fall,	Russell,
Gardner,	Thurmond.
Harrison,	

Those voting in the negative, are Messrs.

Armstrong,	Latimer, of Cobb,
Atkinson,	Latimer, of Warren,
Bailey,	Lewis,
Bartow,	Lowe,
Barnett, of Butts,	Mobley,
Barnett, of Henry,	Moreland,
Bivins,	Phillips,
Born,	Price,
Brinson,	Ramsey,
Cannon,	Raulerson,
Carr,	Reeves,
Clark, of Oglethorpe,	Richardson,
Clark, of Stewart,	Roberts,
Cobb, of Dooley,	Scarlett,
Dawson, of Putnam,	Seward,
Dorminy,	Shewmake,
Floyd,	Smith, of Hancock,
Fuller,	Staten,
Gilbert,	Stephens,
Gilmore,	Sumner,
Gray,	Thornton,
Hackney,	Tift,
Hall,	Tillman, of Appling,
Harris, of Clark,	Tillman, of Tattnall,
Henry,	Trippe,
Hill,	Waldhour,
Holland,	Wallace,
Hussey,	Wofford,
Janes,	Woodward,
Knox,	Winn, of Gwinnett.
Lane,	Wynn, of Oglethorpe.
Langmade,	

The motion was lost.

The Report was then agreed to ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate

to alter and amend an Act to incorporate the Muscogee Asylum, for the poor, &c., and agreed thereto ;

The Bill was read the third time, and lost.

The House took up the Report on the Bill of the Senate to amend the several Acts incorporating the Oglethorpe University, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to amend an Act passed 23d day of December, 1824, granting to the corporate authority of the town of Macon, a certain tract of land adjoining said town, for the purpose of preserving the health of the town, &c., and being amended, was agreed to ;

The Bill was read the third time, and passed.

The Clerk was directed to carry all Bills passed by this House to-day immediately to the Senate, unless notice is given that a motion will be made to reconsider in the morning.

The House then adjourned until 2½ o'clock, P M.

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HALF-PAST 2 O'CLOCK, P M.

The House met, pursuant to adjournment, and took up a Bill to authorize a grant to issue to Henry S. Roberts, illegitimate, of Swaine's District, Emanuel county, for a certain lot of land, and for other purposes, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to extend the corporate limits of the town of Eatonton, to regulate licences therein, to fix the time for election of Commissioners, and for other purposes, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate the Mt. Zion Academy, in the county of Murray, and others therein named, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to authorize the Commissioners of public roads in the county of Chatham, to shut up the Creek between Whitemarsh and Oatlands Islands, and the same being amended, was agreed to ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to authorize the Justices of the Inferior Court of the county of Cobb, in this State, to build a new Court House in said county, &c., and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to amend an Act entitled an Act amendatory of and in addition to the various Acts heretofore passed in reference to the city of Savannah, approved December 8, 1819, to allow an appeal to a special Jury in the Superior Court of Chatham county, from any decision made under the sixth section of an Act; and also, to provide for the registry of the names of all persons entitled to vote for Mayor and Aldermen of said city, and to prevent persons from voting for such Mayor and Aldermen whose names are not registered;

Mr. Seward moved to postpone the Bill indefinitely;

Whereupon, on the call of Mr. Seward and the second of Mr. Mobley, the yeas and nays were recorded, and are,—yeas 23, nays 63.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Merrell,
Barr,	Mobley,
Barnett, of Henry,	Phillips,
Bloodworth,	Ramsay,
Cameron, of Telfair,	Seward,
Carr,	Sumner,
Christie,	Tift,
Cobb, of Dooly,	Wall,
Dorminy,	Wallace,
Gilbert,	Watts,
Holland,	Wooldridge.
McLain,	

Those who voted in the negative, are Messrs.

Allred,	Knox,
Anderson, of Wilkes,	Lane,
Armstrong,	Langmade,
Atkinson,	Latimer, of Cobb,
Bailey,	Latimer, of Warren,
Bartow,	Lochlin,
Baugh,	Lowe,
Bulloch,	McAfee,
Byrd,	McFarland,
Castens,	Moon,
Chastain,	Moreland,
Clark, of Oglethorpe,	Morel,
Cobb, of Harris,	Nasworthy,
Dawson, of Greene,	Price,
Dyer,	Richardson,
Erwin, of Forsyth,	Roberts,
Fall,	Robinson, of Laurens,

Fannin,	Robinson, of Macon,
Floyd,	Russell,
Fuller,	Scarlett,
Gardner,	Shewmake,
Gilmore,	Smith, of Hancock,
Hackney,	Stephens,
Hall,	Thornton,
Harrison,	Tillman, of Appling,
Harris, of Clarke,	Tillman, of Tattnall,
Harper,	Trippe,
Henly,	Waldhour,
Henry,	Wofford,
Hill,	Woodward,
Hussey,	Winn of Gwinnett,
Irvin, of Wilkes,	Wynn, of Oglethorpe.
Janes,	

The motion was lost.

The Report being amended, was then agreed to ;

The Bill was read the third time, and on the question "Shall this Bill now pass?" on the call of Mr. Seward and the second of Mr. Mobley, the yeas and nays were required to be recorded, and are—yeas 71, nays 27

Those voting in the affirmative are Messrs.

Allred,	Jackoway,
Anderson, of Wilkes,	Janes,
Atkinson,	Knox,
Bailey,	Lane,
Bartow,	Langmade,
Baugh,	Latimer, of Cobb,
Bellinger,	Latimer, of Warren,
Bivins,	Lewis,
Bulloch,	Lowe,
Byrd,	McAfee,
Cameron, of Telfair,	McFarland,
Castens,	Moon,
Chastain,	Moreland,
Clark, of Oglethorpe,	Morel,
Clark, of Stewart,	Nasworthy,
Cobb, of Harris,	Patterson,
Dawson, of Greene,	Powell,
Dawson, of Putnam,	Price,
Dyer,	Ramsey,
Erwin, of Forsyth,	Richardson,
Fall,	Robinson, of Laurens,
Fannin,	Robinson, of Macon,
Floyd,	Russell,

Fuller,	Scarlett,
Gardner,	Showmaker,
Gilmore,	Smith, of Coweta,
Grant,	Smith, of Hancock,
Hackney,	Staten,
Hall,	Thornton,
Harrison,	Tillman, of Appling,
Harris, of Clarke,	Tillman, of Tatnall,
Harper,	Waldhour,
Henly,	Wofford,
Henry,	Woodward,
Hill,	Winn, of Gwinnett.
Irvin, of Wilkes,	

Those voting in the negative, are Messrs.

Anderson, of Franklin,	McLain,
Armstrong,	Merrell,
Barr,	Mobley,
Barnett, of Butts,	Phillips,
Bloodworth,	Raulerson,
Brinson,	Roberts,
Carr,	Seward,
Christie,	Sumner,
Cobb, of Dooley,	Tift,
Dorminy,	Wall,
Fowler,	Wallace,
Gilbert,	Watts,
Holland,	Wooldridge.
Loehlin,	

The Bill was passed.

The House took up the Report on the Bill of the Senate to amend an Act to divide the State into eight Congressional Districts, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to authorize and require the Justices of the Inferior Court of the several counties in this State to hire out free persons of color, and the same was indefinitely postponed;

The House took up the Report on the Bill of the Senate to alter and amend an Act entitled an Act to protect the estates of orphans, and to make permanent provisions for the poor; approved December 18th, 1792, &c., and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill to require persons applying for a writ of *habeas corpus ad subjiciendum* in any State case to give to the prosecutor notice of



the time and place when said application will be heard; and the same being amended, was agreed to;

The Bill was read the third time, and passed.

Mr. Seward, from the Committee of Conference, to whom was referred the disagreement of the House to amendments of the Senate to the 3d, 4th and 5th sections of House Bill to provide more effectually for the education of the poor, have had the same under consideration, and beg leave to recommend that the Senate recede from its amendment, striking out the 4th section, and that the 3d and 5th sections stricken out by the Senate, be retained with a proviso that the returns of poor children in the counties embraced in said 3d and 5th sections shall be made in the manner and under the oath prescribed in the general Bill; and that the Ordinary in each of those counties shall retain his per centum for receiving the State fund, but not for disbursing it.

The Report was taken up and agreed to.

The following message was received from the Senate by Mr. Glenn, their Secretary:

MR. SPEAKER: The Senate has concurred in the amendments of the House to the following Bills of the Senate:

A Bill to incorporate the town of DeSoto, in the county of Floyd;

A Bill to incorporate the Coosa and Chattooga River Railroad Company;

Also, a Bill in relation to the issuing of change bills and private banking, to punish the same, and to authorize the Banks of this State to issue bills of certain denominations.

The Senate has passed the following Bills of the House with amendments, to which they ask the concurrence of the House:

A Bill to authorize George L. Bird and others, to practice Physic on the homeopathic system, and for other purposes;

Also, a Bill to appropriate money for the purposes therein designated;

A Bill to amend the laws regulating the village of Sparta in the county of Hancock.

The Senate has also passed the following Bills of the House:

A Bill to incorporate the Macon, Perry and Albany Plank Road Company, and to confer certain powers and privileges;

Also, a Bill to amend an Act to authorize the Savannah and Albany Railroad Company to make and use a Plank Road and branches, in connection with their Railroad and branches, or in lieu thereof, approved February 21, 1850, so as to authorize the construction of macadamized,

graded or plank roads, and for other purposes therein mentioned ;

Also, a Bill to authorize Elijah J. Dupree of the county of Paulding, a minor, to transact his own business, in the same manner and subject to the same responsibilities as though he was full age, and for other purposes.

The Senate insists on its amendments to the Bill of the House, to appropriate and refund to Joseph Marshall, Tax Collector of Decatur county, a certain sum of money therein specified.

The Senate has also concurred in the Resolution of the House, in relation to the distribution of the Journal of the Convention of December, 1850.

The House took up the Report on the Bill of the Senate to change the penalty for the offence of larceny from the house in certain cases ; and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate to amend the several Acts heretofore passed in this State, incorporating the Brunswick and Florida Railroad Company, and the several Acts amendatory thereof.

Mr. Thurmond moved to strike out the 4th section of the Bill ;

Whereupon, on the call of Mr. Seward and the second of Mr. Tillman, of Appling, the yeas and nays were required to be recorded, and are—yeas 65, nays 35.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Lane,
Anderson, of Wilkes,	Langmade,
Armstrong,	Latimer, of Cobb,
Barr,	Latimer, of Warren,
Barnett, of Butts,	Lewis,
Barnett, of Henry,	Lochlin,
Baugh,	Lowe,
Bellinger,	McAfee,
Bivens,	Merrell,
Blackwell,	Moon,
Bloodworth,	Mobley,
Born,	Moreland,
Brinson,	Phillips,
Bulloch,	Pickett,
Chastain,	Pierce,
Clark, of Oglethorpe,	Price,
Dawson, of Putnam,	Ramsey,
Edwards,	Reeves,
Erwin, of Forsyth,	Richardson,
Fall,	Roberts,
Floyd,	Robinson, of Macon,

Fowler,	Russell,
Fuller,	Shewmake,
Gardner,	Smith, of Coweta,
Gilbert,	Smith, of Hancock,
Grant,	Sumner,
Hackney,	Thornton,
Hall,	Thurmond,
Harrison,	Tift,
Harris, of Clark,	Wall,
Harper,	Watts,
Henry,	Wynn, of Oglethorpe.
Knox,	

Those voting in the negative, are Messrs.

Allred,	Irvin, of Wilkes,
Atkinson,	McFarland,
Bailey,	McLain,
Bartow,	Morel,
Byrd,	Nasworthy,
Cameron, of Telfair,	Raulerson,
Carr,	Scarlett,
Christie,	Seward,
Clark, of Stewart,	Staten,
Cobb, of Dooley,	Stephens,
Dorminy,	Tillman, of Appling,
Dyer,	Tillman, of Tattnall,
Gilmore,	Waldhour,
Gray,	Wallace,
Harris, of McIntosh,	Wofford,
Henly,	Wooldridge,
Holland,	Winn, of Gwinnett.
Hussey,	

The motion prevailed.

The Report, as amended, was then agreed to;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to incorporate the Lanier House Company, at Macon, and agreed thereto;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to exempt certain citizens of Pike county from militia duty, in certain cases, and upon certain conditions; and also to encourage volunteer companies in said county, and for other purposes; and the same being amended, was agreed to;

The Bill was read the third time and passed.

The House took up the Message of the Senate, insisting

on an amendment not concurred in by the House, to the Bill of the House, to refund and appropriate money to Joseph Marshal, Tax Collector of Decatur county, a certain sum of money therein named;

The House refused to recede from its disagreement, and a Committee of Conference were appointed to settle the cause of the two Houses on the same; and the Committee on the part of the House are Messrs. Clark, of Oglethorpe, Hussey, and Cha-tain.

The House took up the Message of the Senate in relation to the Bill of the House to amend the laws regulating the village of Sparta, in the county of Hancock, and concurred therein.

The House took up the Message of the Senate in relation to the Bill of the House authorizing George L. Bird to practice medicine, &c., and concurred therein.

The House took up the Message of the Senate in relation to the amendments to the Bill of the House to appropriate money for the purposes therein designated; and the House refused to concur therein.

The House took up the Message of the Senate in relation to the amendments to the Bill of the House supplementary to the Act to levy and collect a tax for the political years 1852 and 1853; and the same being read, on the motion to concur, on the call of Mr. Wofford, and the second of Mr. ———, the yeas and nays were recorded, and are— yeas 71, nays 17

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Irvin, of Wilkes,
Anderson, of Wilkes,	Jackoway,
Armstrong,	Lane,
Atkinson,	Langmade,
Bailey,	Latimer, of Cobb,
Bartow,	Latimer, of Warren,
Barr,	Lewis,
Barnett, of Butts,	Lochlin,
Barnett, of Henry,	Lowe,
Barlow,	McAfee,
Baugh,	McLain,
Bellinger,	Milledge,
Bivins,	Merrell,
Blackwell,	Moon,
Bloodworth,	Mobley,
Briinson,	Nasworthy,
Bulloch,	Phillips,
Carr,	Pickett,
Clark, of Oglethorpe,	Price,
Cobb, of Dooly,	Ramsay,

Dawson, of Putnam,	Raulerson,
Dyer,	Reeves,
Fall,	Roberts,
Floyd,	Robinson, of Macon,
Fuller,	Scarlett,
Gardner,	Seward,
Gray,	Shewmake,
Hackney,	Stephens,
Harrison,	Sumner,
Harris, of Clark,	Tillman, of Tattnall,
Harper,	Waldhour,
Henly,	Watts,
Henry,	Woodward,
Hill,	Winn, of Gwinnett,
Holland,	Wynn, of Oglethorpe.
Hussey,	

Those voting in the negative, are Messrs.

Allred,	Moreland,
Born,	Pierce,
Byrd,	Smith, of Coweta,
Chastain,	Thurmond,
Cobb, of Harris,	Tift,
Erwin, of Forsyth,	Wall,
Gilbert,	Wofford,
Grant,	Woodbridge.
Hall,	

The House agreed to concur.

**MR. SPEAKER:** The Senate has agreed to a Report and Resolutions in relation to the Iron Interests of this State, to which they ask the concurrence of the House.

The Senate has disagreed to the Report of the Committee of Conference in relation to the disagreement of the House to the amendment of the Senate to the Bill of the House to alter and amend an Act entitled an Act to alter and amend an Act for the better regulation of the town of Monticello, in the county of Jasper, and to extend the limits of the town of Forsyth, and to authorize the Commissioners to pay a Marshal.

The Senate has passed the Bill of the House supplementary to an Act entitled an Act to levy and collect a tax for the political years 1852 and 1853, approved January 9th, 1852, with an amendment, to which they ask the concurrence of the House.

The Senate has also passed the following Bills of the House of Representatives :

A Bill to incorporate the Dade County Turnpike Company, and to grant certain privileges to the same;

Also, a Bill to authorize the Superior Court of Baker county to be held such time as may be necessary to do the business, and to regulate the service of jurors in said county.

Mr. Trippe, from the Committee on Conference, to whom was referred the amendment of the Senate to a Bill of the House, entitled an Act for the better regulation of the town of Monticello, and to extend the corporate limits of the town of Forsyth, and to authorize the Commissioners of said town to pay a Marshal, reported that they had agreed that the Senate is to recede from its amendments to said Bill;

The Report was taken up, and the House refused to agree to the same;

On motion, a new Committee were appointed on the same subject, consisting of Messrs. Clark, of Oglethorpe, Hussey, and Chastain.

The House took up the Report on the Bill to amend and add an additional clause to the seventh section of the second article of the Constitution of this State, and the same was indefinitely postponed.

The House took up the Report on the Bill to incorporate an Institution for the promotion of moral and theological information, embracing common school education, Arts, Sciences, Law, and Medicine, with apparatus, books, maps, charts, printing establishment, &c., and agreed thereto;

The Bill was read the third time, and passed.

Mr. Scarlett laid on the table the following Resolution, to wit:

*Resolved*, That when this House adjourn it adjourn to meet at 7½ o'clock, P. M.;

The same was agreed to.

The House took up the Report on the Bill of the Senate to alter and fix the times of holding the Superior Courts in the Flint and Coweta Districts, to allow a longer time for holding some of said Courts, and authorize the drawing other juries for a part of them, and to fix the time of holding the Inferior Courts in the counties of Upson, Pike, and Spalding; and the same being amended, was agreed to;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate Fraternal Lodge, No. 37, of Free and Accepted Masons, at McDonough, in the county of Henry, and others therein named, and agreed thereto;

The Bill was read the third time, and passed.

The House adjourned until 7½ o'clock, P. M.

HALF PAST SEVEN O'CLOCK, P M.

The House met, pursuant to adjournment.

Mr. Seward moved to suspend the rule, to introduce Preamble and Resolutions ;

Which motion was lost.

The House took up the Report on the Bill of the Senate to authorize his Excellency the Governor to cause to be corrected errors in the transcription of grants in the office of Secretary of State, upon conditions therein named, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to alter and amend the seventh section of the first article of the Constitution of this State, and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate to amend the Road laws of this State, so far as relates to McIntosh county, and the same was agreed to ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to incorporate Attapulugus Academy, in the county of Decatur, and others therein named, and appoint trustees for the same, and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to revive and continue in force an Act to make permanent the public buildings in the county of Walker, at the town of Chattooga, &c. ; and the same being amended, was agreed to ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to prevent evading the payment of tolls on plank roads in this State ;

Mr. Bloodworth moved to postpone the Bill indefinitely;

Which motion was lost ;

Mr. Bloodworth then moved to amend the Bill by the following Proviso, to wit :

Provided, that this Act shall not apply to Pike county ;

Whereupon, on the call of Mr. Bloodworth, and the second of Mr. Chastain, the yeas and nays were required to be recorded, and are—yeas 17, nays 60.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,  
Baugh,  
Bloodworth,

Fowler,  
Gardner,  
Moon,

Byrd,	Moreland,
Cannon,	Phillips,
Chastain,	Pierce,
Dawson, of Putnam,	Tift,
Dorminy,	Tillman, of Appling.
Edwards,	

Those voting in the negative, are Messrs.

Allred,	Jackoway,
Anderson, of Wilkes,	Janes,
Armstrong,	Knox,
Atkinson,	Lane,
Bailey,	Latimer, of Warren,
Bartow,	Lewis,
Barr,	Lowe,
Bellinger,	McLain,
Bivins,	Mobley,
Born,	Morel,
Brinson,	Nasworthy,
Bulloch,	Price,
Cameron, of Telfair,	Ramsay,
Clark, of Oglethorpe,	Raulerson,
Cobb, of Dooly,	Reeves,
Cobb, of Harris,	Richardson,
Dawson, of Greene,	Roberts,
Dyer,	Robinson, of Laurens,
Erwin, of Forsyth,	Robinson, of Macon,
Fannin,	Seward,
Floyd,	Shewmake,
Fuller,	Staten,
Gilmore,	Stephens,
Hackney,	Thornton,
Hall,	Thurmond,
Harrison,	Tillman, of Tattnall,
Harris, of Clarke,	Watts,
Hill,	Woodward,
Holland,	Wofford,
Irvin, of Wilkes,	Winn, of Gwinnett.

The motion was lost.

The Report was then agreed to ;

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Chastain, and the second of Mr. Bloodworth, the yeas and nays were required to be recorded, and are—yeas 59, nays 24.



Those voting in the affirmative, are Messrs.

Anderson, of Wilkes,	Irvin, of Wilkes,
Armstrong,	Jackoway,
Atkinson,	Janes,
Bailey,	Knox,
Bartow,	Lane,
Barnett, of Butts,	Latimer, of Warren,
Barnett, of Henry,	Lewis,
Bellinger,	Lowe,
Bivins,	McFarland,
Born,	Morel,
Bulloch,	Nasworthy,
Byrd,	Price,
Cameron, of Telfair,	Reeves,
Carr,	Richardson,
Clark, of Oglethorpe,	Roberts,
Cobb, of Dooly,	Robinson, of Macon,
Dawson, of Greene,	Seward,
Dyer,	Shewmake,
Erwin, of Forsyth,	Staten,
Fannin,	Stephens,
Floyd,	Thurmond,
Fuller,	Tillman, of Tattnall,
Gilmore,	Waldhour,
Hackney,	Wallace,
Hall,	Watts,
Harrison,	Wofford,
Harris, of Clarke,	Woodward,
Henry,	Woolridge,
Hill,	Winn, of Gwinnett.
Holland,	

Those voting in the negative, are Messrs.

Allred,	Fowler,
Anderson, of Franklin,	Gardner,
Barr,	Lochlin,
Baugh,	McAfee,
Bloodworth,	McLain,
Brinson,	Moon,
Cannon,	Moreland,
Chastain,	Phillips,
Cobb, of Harris,	Pierce,
Dawson, of Putnam,	Robinson, of Laurens,
Dorminy,	Tift,
Edwards,	Tillman, of Appling.

So the Bill was passed.

The House took up the Report on the Bill of the Senate amendatory of the Statute of Limitations; and the same being amended, on motion of Mr. Seward, it was referred to a Special Committee, consisting of Messrs. Seward, Bartow, and Mobley.

The House took up the Report on the Bill of the Senate to prescribe conditions to the issuing of marriage licenses in certain cases, and to provide for the punishment of those who issue license in violation of the provisions of this Act, &c. ;

Mr. Seward moved to postpone the Bill indefinitely ;

Whereupon, on the call of Mr. Wooldridge, and the second of Mr. Fuller, the yeas and nays were required to be recorded, and are—yeas 50, nays 27

Those voting in the affirmative, are Messrs.

Allred,	Holland,
Anderson, of Franklin,	Latimer, of Warren,
Anderson, of Wilkes,	Lewis,
Bailey,	Lowe,
Barnett, of Butts,	McLain,
Baugh,	Moon,
Bellinger,	Mobley,
Bloodworth,	Nasworthy,
Brinson,	Pierce,
Cameron, of Telfair,	Raulerson,
Cannon,	Reeves,
Carr,	Roberts,
Chastain,	Robinson, of Laurens,
Cobb, of Dooly,	Robinson, of Macon,
Cobb, of Harris,	Seward,
Dawson, of Putnam,	Smith, of Coweta,
Dorminy,	Staten,
Dyer,	Stephens,
Fall,	Thurmond,
Fannin,	Tillman, of Appling,
Fowler,	Tillman, of Tattnall,
Fuller,	Trippe,
Gardner,	Waldhour,
Gilmore,	Wofford,
Hall,	Woodward.

Those voting in the negative, are Messrs.

Armstrong,	Janes,
Atkinson,	Knox,
Bartow,	Lane,
Bivins,	McAfee,
Born,	Milledge,

Bulloch,	Moreland,
Byrd,	Phillips,
Clark, of Oglethorpe,	Price,
Edwards,	Richardson,
Erwin, of Forsyth,	Shewmake,
Floyd,	Tift,
Harrison,	Wooldridge,
Henry,	Winn, of Gwinnett.
Irvin, of Wilkes,	

The motion prevailed.

The House took up the Report on the Bill of the Senate to provide for the preservation and protection of the rights of married women ;

Mr. Seward moved to postpone the same indefinitely ;

Whereupon, on the call of Mr. Seward, and the second of Mr. Tillman, of Tattnall, the yeas and nays were required to be recorded, and are—yeas 56, nays 27

Those voting in the affirmative, are Messrs.

Allred,	Irvin, of Wilkes,
Anderson, of Franklin,	Jackoway,
Anderson, of Wilkes,	Latimer, of Warren,
Armstrong,	Lewis,
Bailey,	Lochlin,
Barnett, of Butts,	Lowe,
Baugh,	McAfee,
Bellinger,	McLain,
Bivins,	Moon,
Blackwell,	Mobley,
Bloodworth,	Moreland,
Brinson,	Nasworthy,
Cameron, of Telfair,	Pierce,
Cannon,	Raulerson,
Chastain,	Reeves,
Cobb, of Dooly,	Roberts,
Dawson, of Putnam,	Robinson, of Macon,
Dorminy,	Seward,
Dyer,	Smith, of Coweta,
Edwards,	Staten,
Erwin, of Forsyth,	Stephens,
Fall,	Thurmond,
Fannin,	Tift,
Fowler,	Tillman, of Appling,
Fuller,	Tillman, of Tattnall,
Gardner,	Trippe,
Hackney,	Waldhour,
Hall,	Wofford.

Those voting in the negative, are Messrs.

Atkinson,	Holland,
Bartow,	Janes,
Barnett, of Henry,	Knox,
Born,	Milledge,
Bulloch,	Phillips,
Byrd,	Price,
Cobb, of Harris,	Richardson,
Carr,	Robinson, of Laurens,
Floyd,	Shewmake,
Gilmore,	Smith, of Hancock,
Harrison,	Woodward,
Harris, of Clarke,	Wooldridge,
Henry,	Winn, of Gwinnett.
Hill,	

The motion prevailed.

The House took up the Report on the Bill of the Senate to incorporate the Lawrenceville Railroad Company ; and the same being amended, was agreed to ;

The Bill was read the third time and passed.

The House took up the Report on the Bill to incorporate the Indian Spring Railroad Company ; and the same being amended, was agreed to ;

The Bill was read the third time, and passed.

The following Bill of the Senate was read the second time, and committed for a third reading, to wit :

A Bill to authorize the City Council of Columbus to loan the bonds of said Corporation for seventy-five thousand dollars, to the Muscogee Railroad Company.

The House took up the Report on the Bill of the Senate to amend an Act to incorporate the town of Americus, in Sumter county, assented to the 22nd day of December, 1832, and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to incorporate the New York and Savannah Steam Navigation Company, and agreed thereto ;

The Bill was read the third time and passed.

The House adjourned until 9 o'clock, to-morrow morning.

WEDNESDAY, JANUARY 21st, 1852.

The House met, pursuant to adjournment.

Mr. Seward moved to reconsider so much of the journal of yesterday as relates to the indefinite postponement of the Bill to incorporate the Muscogee Asylum for the poor, &c. ;

The House agreed to reconsider.

Mr. Bloodworth moved to reconsider so much of the Journal of yesterday as relates to the passage of the Bill to prevent evading the payment of tolls on plank roads in this State ;

Whereupon, on the call of Mr. Floyd, and the second of Mr. Hill, the yeas and nays were recorded, and are—yeas 41, nays 52.

Those voting in the affirmative are Messrs.

Anderson, of Franklin,	McAfee,
Atkinson,	Merrell,
Barnett, of Butts,	Moreland,
Baugh,	Patterson,
Bellinger,	Perkins,
Bloodworth,	Phillips,
Bulloch,	Pickett,
Cannon,	Raulerson,
Carr,	Roberts,
Chastain,	Russell,
Christie,	Smith, of Coweta,
Dawson, of Putnam,	Thurmond,
Dorminy,	Tift,
Edwards,	Tillman, of Appling,
Erwin, of Forsyth,	Tillman, of Tattnall,
Fuller,	Trippe,
Gardner,	Wall,
Gilbert,	Wallace,
Hussey,	Watts,
Irvin, of Wilkes,	Winn, of Gwinnett.
Latimer, of Cobb,	

Those voting in the negative, are Messrs.

Allred,	Knox,
Bailey,	Langmade,
artow,	Latimer, of Warren,
Barr,	Lewis,
Bivins,	Lowe,
Born,	McComb,
Brinson,	McFarland,

Cameron, of Telfair,	McLain,
Clark, of Oglethorpe,	Mobley,
Cobb, of Dooley,	Morel,
Cobb, of Harris,	Nasworthy,
Dyer,	Pierce,
Fannin,	Price,
Floyd,	Ramsay,
Gilmore,	Robinson, of Macon,
Grant,	Seward,
Gray,	Shewmake,
Hall,	Smith, of Hancock,
Harris, of Clark,	Staten,
Harris, of McIntosh,	Stephens,
Harper,	Sumner,
Henly,	Thornton,
Henry,	Wofford,
Hill,	Woodward,
Holland,	Wooldridge,
Janes,	Wynn, of Oglethorpe.

The House refused to reconsider.

Mr. Tift moved to reconsider so much of the Journal of yesterday as relates to the concurrence by the House in the amendment of the Senate to the Bill of the House supplementary to the Tax Act, for the political years 1852 and 1853 ;

Whereupon, on the call of Mr. Wofford, and the second of Mr. Holland, the yeas and nays were required to be recorded, and are—yeas 24, nays 65.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Holland,
Armstrong,	Knox,
Barr,	Moreland,
Barnett, of Butts,	Patterson,
Cannon,	Phillips,
Chastain,	Pierce,
Cobb, of Dooley,	Smith, of Coweta,
Dorminy,	Thurmond,
Dyer,	Tift,
Fuller,	Trippe,
Harris, of Clarke,	Watts,
Harris, of McIntosh,	Wofford.

Those who voted in the negative, are Messrs.

Atkinson,	Henry,
Bailey,	Hill,

Bartow,	Hussey,
Barnett, of Henry,	Irvin, of Wilkes,
Bellinger,	Latimer, of Warren,
Bivins,	Lewis,
Blackwell,	Lochlin,
Bloodworth,	Lowe,
Born,	McAfee,
Brinson,	McFarland,
Byrd,	McLain,
Cameron, of Telfair,	Merrell,
Carr,	Mobley,
Castens,	Morel,
Christie,	Nasworthy,
Clark, of Oglethorpe,	Raulerson,
Clark, of Stewart,	Scarlett,
Cobb, of Harris,	Seward,
Dawson, of Greene,	Smith, of Hancock,
Dawson, of Putnam,	Staten,
Edwards,	Stephens,
Erwin, of Forsyth,	Sumner,
Fall,	Thornton,
Floyd,	Tillman, of Appling,
Fowler,	Tillman, of Tatnall,
Gardner,	Waldhour,
Gilbert,	Wall,
Gilmore,	Wallace,
Grant,	Woodward,
Hackney,	Wooldridge,
Hall,	Winn, of Gwinnett,
Harrison,	Wynn, of Oglethorpe.
Harper,	

The House refused to reconsider.

On motion of Mr. Trippe, the House took up the reconsidered Resolutions of the Senate in reference to Angus M. D. King, a debtor of the Central Bank ;

The same were agreed to.

Mr. Shewmake, from the Committee on Enrolment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit :

An Act to carry into effect the amended Constitution of this State, in reference to the Ordinaries of said State, and for other purposes ;

Also, an Act to incorporate certain Churches, Camp Grounds, Academies, Masonic Lodges, Odd Fellows' Lodges, Divisions of Sons of Temperance, and other associations therein named ;

Also, an Act to change the names and legitamatize the persons therein named, and for other purposes ;

Also, an Act fo incorporate a Bank in the Town of LaGrange, to be called the LaGrange Bank ;

Also, an Act to amend an Act entitled an Act to authorize all the free white citizens of the State of Georgia, and such others as they may associate with them, to prosecute the business of manufacturing with corporate powers and privileges, passed on the 22d day of December, 1847, so far as the Hancock Manufacturing Company are concerned, and to incorporate said Company, and to grant to said Company certain privileges, to incorporate and confer certain powers upon certain Gas Light Companies in Augusta and Macon ;

Also, an Act to incorporate the Rome Branch Magnetic Telegraph Company ;

Also, an Act to provide for the education of a certain number of State Cadets in the Georgia Military Institute, to defray the expenses of the same, and for other purposes therein mentioned ;

Also, an Act to establish, change and abolish certain election precincts therein named ;

Also, an Act to incorporate the Central Female College under the care of the Methodist Protestant Church, Georgia District, located in Culloden, and to incorporate Mount Vernon Academy in Butts county.

Mr. Barlow, from the Committee on Internal Improvements, to whom was referred the Bill for the relief of William P Hackney, of the county of Murray, and the memorial of John Edward, and of various other persons, having claims against the Western and Atlantic Railroad, reported that the said claims cannot be examined and understood by the General Assembly without very great inconvenience, and they recommend that the same be referred to the Superintendant of the said Road, for his examination and action ; and the Committee ask to be discharged from the further consideration of these purposes ;

The same was taken up and agreed to.

Mr. Seward moved that the Auditing Committee be instructed to audit the accounts of members and officers of the present House of Representatives ;

Which motion prevailed.

The House took up the Report on the Bill of the Senate, to incorporate the Lawrenceville Manufacturing Company, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate, to incorporate the Griffin Collegiate Seminary for young



ladies, and to appoint Trustees for the same, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate, to prescribe certain rules and regulations to be observed by the several railroad companies, in running engines upon their respective tracks, and annex a penalty for the violation of the same, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate, to authorize the Inferior Court of Lee county to build a Court-house and Jail, at Starkville, the present county site of said county, &c., and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to organize volunteer corps in the several counties in this State, and agreed thereto ;

The Bill was read the third time and postponed indefinitely.

The House took up the Report on the Bill of the Senate to alter and repeal an Act passed 26th December, 1837, to consolidate the academic and common school fund of the State of Georgia, and all subsequent Acts in relation thereto, so far as relates to the county of Lowndes, &c., and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate, to grant exemptions to cavalry corps, and for the formation of squadrons of cavalry, and to confer certain privileges upon the Baldwin Blues ; and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate, more effectually to prevent fraud in elections in this State, and to detect and punish the same, and agreed thereto ;

The Bill was read the third time, and on the question, " Shall this Bill now pass ? " on the call of Mr. Cannon, and the second of Mr. Carr, the yeas and nays were required to be recorded, and are—yeas 52, nays 34.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Harper,
Armstrong,	Henly,
Atkinson,	Henry,
Bartow,	Hussey,
Barnett, of Henry,	Jackoway,
Blackwell,	Knox,
Bloodworth,	Lane,
Born,	Latimer, of Cobb,

Bulloch,	Latimer, of Warren,
Byrd,	Lewis,
Christie,	McAfee,
Clark, of Oglethorpe,	Milledge,
Clark, of Stewart,	Moreland,
Cobb, of Dooly,	Nasworthy,
Dawson, of Putnam,	Patterson,
Dyer,	Ramsey,
Fall,	Reeves,
Floyd,	Roberts,
Gardner,	Smith, of Coweta,
Grant,	Smith of Hancock,
Gray,	Thornton,
Hackney,	Tillman, of Tattnall,
Hall,	Waldhour,
Harrison,	Wallace,
Harris, of Clarke,	Wofford,
Harris, of McIntosh,	Woodward.

Those voting in the negative, are Messrs.

Allred,	Lochlin,
Bailey,	Lowe,
Barnett, of Butts,	McComb,
Baugh,	McLain,
Bivins,	Merrell,
Brinson,	Moon,
Cannon,	Mobley,
Carr,	Phillips,
Cobb, of Harris,	Raulerson,
Dawson, of Greene,	Robinson, of Laurens,
Dorminy,	Robinson, of Macon,
Fuller,	Seward,
Gilbert,	Sumner,
Gilmore,	Thurmond,
Holland,	Watts,
Irvin, of Wilkes,	Wooldridge,
Langmade,	Winn of Gwinnett.

The Bill was passed.

The House took up the Report on the Bill of the Senate to incorporate the city of Oglethorpe, and to amend an Act to incorporate the town of Oglethorpe, in the county of Macon, and agreed thereto, as amended;

The Bill was read the third time and passed.

The House took up the message of the Senate refusing to concur with the House in its amendment to the Bill of the Senate, to alter and fix the times of holding the Supe-

rior Courts in the Flint and Coweta Districts, &c., and insisted on its amendment.

The House took up the message of the Senate refusing to concur in its amendments to the Bill of the Senate, to require persons applying for a writ of *habeas corpus ad subjiciendum*, in any State case, to give to the prosecutor notice of the time and place when said application will be heard, and insisted on its amendment.

The House took up the message of the Senate amending the amendment of the House to the Bill of the House to authorize the Commissioners of public roads of Chatham county to shut up permanently the creek between White Marsh and Oatlands Islands, and agreed thereto.

The House took up the Report on the Bill of the Senate to prohibit fire hunting and camp hunting, in the counties of Baker, Dooley, Irwin, Thomas, and Telfair; and the same being amended, was agreed to;

The Bill was read the third time and indefinitely postponed.

Mr. Shewmake, from the Committee on Enrolment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, originating in the Senate, to wit:

An Act to incorporate the Sweet Water Manufacturing Company;

Also, an Act to change the name of Martha R. Harvey to Martha R. Dixon;

Also, an Act to compensate executors, administrators, and guardians, in certain cases;

Also, an Act to incorporate the Barnesville Male and Female High School, and to appoint Trustees for the same;

Also, an Act to change the name of Eliza Jarratt, of Harris county, to that of Eliza Hatchett;

Also, an Act to incorporate the Male Academy at Atlanta, and Flint River Academy, in Upson county, and to appoint Trustees for the same;

Also, an Act to alter and amend the Militia Laws of Georgia, so far as they relate to the First Regiment, First Brigade, First Division, Georgia Militia;

Also, an Act to extend the charter of the Augusta Insurance and Banking Company;

Also, an Act to give the election of Marshal and Deputy Marshal of the city of Atlanta to the people; to authorize their removal from office in certain cases therein named, and in those cases to make them ineligible to re-election;

Also, an Act to compensate the Grand and Petit Jurors of the county of Union;

Also, an Act to incorporate the Baptist Church, in the

town of Marietta, in the county of Cobb, and to appoint Trustees for the same ; also, to incorporate Pisgah Baptist Church, in the county of Floyd ; also, to incorporate the Baptist Church of Christ, in Fayetteville, in Fayette county, and appoint Trustees for the same ;

Also, an Act to define and point out the mode of service of writs of *scire facias* ;

Also, an Act for the relief of Sarah G. Foster, of Butts county, and to grant certain privileges ;

Also, an Act to fix the price of grants for lands in the Tenth and Eleventh Districts of Ware county, sold under an Act passed the eleventh day of February, eighteen hundred and fifty ;

Also, an Act to repeal so much of an Act entitled an Act to change the names and legitimize the persons therein named, and for other purposes ; approved February 16th, 1850 ; so far as relates to the change of the name of William Hadaway ;

Also, an Act to change the names of Martha G. Nelson, and Charles Y. Nelson, to the names of Martha G. Caldwell, and Charles Y. Caldwell ;

Also, an Act to add lot of land number sixty-two (62), in the Seventh District of originally Baldwin, now Twiggs county, to the county of Bibb ;

Also, an Act to authorize the several railroad companies of this State to establish through rates for the transportation and conveyance of produce, merchandise, and passengers over their respective roads, jointly ;

Also, an Act to alter and change the county line between the counties of Clarke and Madison, so as to include the land and residence of Obadiah Thompson, of the county of Madison, in the county of Clarke ;

Also, an Act to incorporate a Savings Bank in the city of Augusta, to incorporate and confer certain powers upon certain associations therein named ;

Also, an Act to organize a volunteer battalion in the city of Savannah, to be called the Independent Volunteer Battalion of Savannah ;

Also, an Act to authorize Rhaesa McCroane, of the county of Bulloch, him, his heirs and assigns, to build a bridge across the Great Ogeechee River, on his own land, near the seventy mile station, Central Railroad, and to construct a cross way through the swamp of said river ;

Also, an Act to alter and amend the 4th section of the 11th division of the Penal Code.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has concurred in the amendments of the House to the Bill of the Senate to amend the several Acts heretofore passed in this State, incorporating

the Brunswick and Florida Railroad Company, and the several Acts amendatory thereto :

The Senate has agreed to the amendment by way of substitute of the House to the Bill of Senate, to incorporate the village of Cave Spring, in the county of Floyd, and to provide for the election of Commissioners for the same, and to amend an Act entitled an Act to incorporate the Manual Labor School at Cave Spring, Vann's Valley, Floyd county, Georgia, assented to December 21, 1839.

The Senate has concurred in the amendments of the House of Representatives to the following Bills of the Senate :

A Bill to revive and continue in force an Act to make permanent the public buildings in the county of Walker, at the Town of Chattooga, to incorporate said Town, and appoint Commissioners for the same, assented to the 22d day of December, 1835 ; and also, to define the corporate limits of said Town of Chattooga, now LaFayette, in the said county of Walker ;

Also, a Bill to incorporate the Indian Spring Railroad Company ;

Also, a Bill to incorporate the Lawrenceville Railroad Company.

The Senate has also passed the Bill of the House to pardon James Mouchet, convicted of murder on circumstantial evidence.

The Senate has passed the Bill of the House to reduce the bond of the Sheriff of Muscogee county from \$40,000 to \$25,000, with an amendment, to which they ask the concurrence of the House.

The Senate has also passed the following Bills of the House :

A Bill to incorporate the Satilla Plank Road Company ;

Also, a Bill to authorize Wm. McKinny, Thomas Kelly and H. W. Cannon to appoint some fit and proper person in lieu of O. T. Dickinson, should they deem such a course necessary, to survey the 1st and 2d districts of Rabun county.

The House took up the Report on the Bill of the Senate to incorporate the Oglethorpe Bridge and Turnpike Company, and to punish those who may wilfully injure the same, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate a Bank in the city of Atlanta, to be called the Atlanta Bank, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to confer certain privileges upon certain persons therein

named, and for other purposes therein mentioned, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate amendatory of the general road laws of this State, so far as relates to the county of Baldwin, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to appoint Trustees for the Camden county Academy, &c., and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to extend the provisions of the Act of the 14th of December, 1849, to the 25th day of December, 1862, so far as to authorize the granting of land on head-rights, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to add parts of Pike county to Spalding, and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate to authorize the levying a tax for the purpose of building a Jail in Blairsville, in the county of Union, and agreed thereto ;

The Bill was read the third time, and passed.

Mr. Shewmake, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit :

An Act to appropriate money to compensate certain persons therein named, for pursuing and arresting James Williams, who is charged with the offence of murder, and to reimburse said persons for expenditures in having said James Williams committed to jail, and to appropriate a sum of money to pay John Mullins a reward, paid by him for the arrest of Alfred Crawford ;

Also, an Act to secure the property of minors against the mismanagement of their Guardians, by requiring bond and security ;

Also, an Act to prescribe the rate of tax which shall be paid by the Macon and Western Railroad and the Rome Branch Railroad Companies, and the manner and time of giving in and paying the same ;

Also, an Act to amend an Act entitled an Act to exempt from levy and sale under execution, certain property therein named, assented to December 11th, 1841, and to extend the provisions of the same ;

Also, an Act to amend the several Acts in relation to issuing grants on head-rights in this State, so far as to extend the time for granting the same until the twenty-fifth

of December, 1853; also, to make valid certain surveys and grants therein specified;

Also, an Act to authorize the Rock Island Factory of Muscogee county, the Augusta Machine Works by their proper officers, the Coweta Falls Manufacturing Company, the Howard Factory, and all other Manufacturing Companies in the State, to issue and sell the bonds of the Companies, and secure the same, and for other purposes therein named;

Also, an Act to authorize the superior Court of Baker county to be held such time as may be necessary to do the business, and to regulate the service of jurors in said county;

Also, an Act for the relief of Reuben S. Willingham, Tax Collector of Lincoln county;

Also, an Act to repeal the ninth and nineteenth sections of an Act incorporating the Gainesville Railroad Company, approved December 28th, 1847, and for other purposes therein named;

Also, an Act to amend the road laws of this State, so far as respects the counties of Columbia and Jefferson;

Also, an Act to incorporate the Columbus and West Point Railroad and Plank Road Company, and to punish persons for violating the same;

Also, an Act to amend an Act to amend an Act authorizing certain Commissioners to raise by lottery, a fund for the erection of monuments to the memory of Greene and Pulaski, in the city of Savannah, passed December, 1837, and the original Act of which the same is an amendment;

Also, an Act to authorize the Governor of the State of Georgia to issue a grant for a certain lot of land therein mentioned, to Zadoch Bonner, upon conditions therein specified;

Also an Act to appropriate money to James J. Tooke, of the county of Talbot, and to Thomas H. Polhill, of the county of Jefferson, on account of the over payment of taxes;

Also, an Act to alter and straighten the line between the counties of Jasper and Newton, and to alter the line between the counties of Gordon and Floyd, the line between the counties of Wilkes and Lincoln, and the line between the counties of Polk and Paulding;

Also, an Act to authorize a grant to issue to Thomas A. Jones to lot of land number one hundred and eighty-one in the tenth district of Campbell county;

Also, an Act to amend an Act entitled an Act to alter and amend the several Acts in relation to itinerant traders, and to prescribe the mode of their obtaining licence, approved November 27, 1845, so far as to increase the tax on said itinerant traders, and for other purposes;

Also, an Act to change the time of holding the Superior Courts of Richmond county, and the Court of Common Pleas of Augusta;

Also, an Act to appropriate money for the purposes therein designated;

Also, an Act to authorize Elijah J. Dupree, of the county of Paulding, a minor, to transact his own business in the same manner and subject to the same responsibilities as though he was of full age, and for other purposes;

Also, an Act to render valid all records made, or other official Acts done in certain cases therein specified;

Also, an Act to authorize a grant to issue to William P. Hightower, of Campbell county, for fraction number 151, in the 8th district of originally Coweta now Campbell county; and also, a grant to issue to Jefferson Allford, of the county of Upson, for fraction No. 2, in the 1st district of Meriwether county;

Also, an Act to incorporate the Macon, Perry and Albany Plank Road Company, and to confer certain powers and privileges;

Also, the following Act originated in the Senate, to wit:

An Act to authorize a grant to issue to Henry S. Roberts, illegitimate, of Swain's District, Emanuel county, to lot of land No. 102, of the 14th district 2d section of originally Muscogee county, and to correct the record in the different offices in relation to said lot of land, so as to make it appear that said lot of land was drawn by said Henry S. Roberts, instead of Sarah Roberts, as it now stands, and to authorize the cancelling and destruction of the grant now in existence, &c.

The House took up the Report on the Bill of the Senate for the relief of the Teachers of poor children, and the same being amended, the Bill was indefinitely postponed.

The House took up the Report on the Bill of the Senate to authorize the Mayor and Council of the city of Atlanta and the Mayor and Council of the city of Rome, to levy and collect a tax within the corporate limits of said cities, and agreed thereto;

The Bill was read the third time and passed.

The Committee of Conference, to whom was referred the Senate's amendments to a Bill of the House to be entitled an Act to regulate the practice in courts of law and equity, and define the powers of the same, have had said amendments under consideration, and recommend that the House concur in the amendments of the Senate, striking out the first clause of the first section of said Bill; that the Senate recede from its amendment, striking out the second clause of said section; and that the House concur in the Senate's amendment to the second section of said Bill;

The House took up the same and agreed thereto.



The House took up the Report on the Bill of the Senate to compel all Agencies of Banks of other States, established in this State to take out a licence to do business, and to pay a tax, &c., and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate to relieve James J. B. Crawford, of the county of Madison, from the disabilities and protection of minority, and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to alter and change the name of Robert Fenn, formerly of Clark, now of Wilkinson county, to that of William Robert Fenn ; also, change the names of other persons, &c., and agreed thereto ;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to provide for the full return of the effective militia strength of this State, and the same was indefinitely postponed.

The following message was received from the Governor by Mr. Paine, his Secretary :

MR. SPEAKER :—The Governor has approved and signed the following Acts :

' An Act to endow the Southern Botanical Medical College at Macon, Georgia ;

An Act for the benefit of persons purchasing head-right warrants ;

An Act to appropriate money to improve the navigation of the Altamaha, Ocmulgee and Oconee rivers, and to appoint Commissioners for the same ;

Which have been deposited in the office of the Secretary of State.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has concurred in the amendments of the House to the following Bills of the Senate :

A Bill to exempt certain citizens of Pike county from the performance of militia duty in certain cases and upon certain conditions ; and also to encourage volunteer companies in said county, and for other purposes ;

Also, a Bill to amend an Act passed the 23d day of December, 1826, granting to the corporate authority of the Town of Macon a certain tract of land adjoining said Town for the purpose of preserving the health, so far as to declare the police regulations of the city of Macon, of force over said land, and to alter and amend the 2d, 6th, 21st, 22d, 23d and 24th sections of an Act entitled an Act to alter and amend the several Acts incorporating the city of Macon, approved December 27th, 1847, so far as to change the time of holding the city elections in Macon, to amend the Act passed the 22d day of February, 1850, relating to

the election of Marshal and Deputy Marshal for said city.

Also, a Bill to amend an Act entitled an Act amendatory of and in addition to the various Acts heretofore passed in reference to the city of Savannah, approved December 8, 1849, to allow an appeal to a special jury in the Superior Court of Chatham county, from any decision made under the sixth section of that Act; and also, to provide for the registry of the names of all persons entitled to vote for Mayor and Aldermen of said city, and to prevent persons from voting for such Mayor and Aldermen, whose names are not registered.

The Senate has agreed to the Report of the Committee of Conference in relation to the disagreement of the House to certain amendments to the Bill, more effectually to provide for the education of the poor.

The Senate has concurred in the amendments of the House to the Bill of the Senate to authorize the Commissioners of Public Roads of Chatham county, to shut up permanently the Creek between White Marsh and Oatlands Islands, with an amendment, to which they ask the concurrence of the House.

The Senate recedes from its amendment to appropriate and refund to Joseph Marshall, Tax Collector of Decatur county, a certain sum of money therein specified.

The Senate has refused to concur in the amendment of the House of Representatives to the Bill of the Senate to alter and fix the times of holding the Superior Courts in the Flint and Coweta Districts, to allow a longer time for holding a part of said Courts, and authorize the drawing other juries for a part of them, and to fix the time of holding the Inferior Courts in Upson, Pike and Spalding.

The Senate still insists on its amendments to the Bill of the House to regulate practice in courts of law and equity, and define the powers of the same, and have appointed as a Committee of Conference on their part, Messrs. ———.

The Senate has disagreed to the amendment of the House to the Bill of the Senate to require persons applying for a writ of *habeas corpus ad subjiciendum* in any State case, to give the prosecutor notice of the time and place, when said application will be heard.

The Senate has receded from its amendments to the Bill of the House to appropriate money for the purposes therein designated.

The House took up the Report on the Bill of the Senate to revive and make of force an Act to incorporate the Thomaston and Barnesville Railroad Company, &c., and the same being amended, was agreed to;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to repeal an Act approved December 24th, 1847, to com-

pel persons owning or holding plantations or negroes in any county in this State, and not residing therein, to give in and pay tax for the same in said county; and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate to incorporate the Henderson and Marthasville Railroad and Turnpike Company, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to establish a new election precinct in the county of Ware, to be called Bermuda, and for other purposes, and agreed thereto;

The Bill was read the third time, and passed.

On motion of Mr. Atkinson, the Rules were suspended, and he laid on the table the following Resolutions, expressing thanks to the Mayor, Council and citizens of the city of Savannah, and the Central Railroad for hospitalities shown the Legislature on their recent visit to said city;

Which were agreed to.

The House adjourned till 3 o'clock, P M.

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HALF-PAST 2 O'CLOCK, P M.

The House met pursuant to adjournment.

Mr. Hackney, from the Committee on engrossed Journals, made the following Report, to wit:

That they have examined the Journals recorded by the Recording Clerk, and take satisfaction in expressing their approbation of the correctness and neatness of the same, and that they find them properly recorded up to the twenty-ninth of December.

The evening and night Sessions having commenced at an earlier period of the present Session, and the mass of business transacted being unusually great, the Journals have swelled to a voluminous size. Five hundred and forty-eight pages have already been recorded, and judging from the matter contained in the Journals, not recorded up to the time of adjournment, there will be at least five hundred additional pages, making the Journals much larger than the last or any previous Legislature;

We therefore recommend the passage of the following Resolution:

*Resolved*, That the Clerk be allowed thirty-six days after the adjournment of the Legislature to finish the Journals of the House, and affix an index to the same.

The House took up the Report on the Bill of the Senate

to confer upon the Inferior Courts of the counties of Carroll, Hall and Lee, the power of examining and allowing Tax Collectors insolvent lists, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to legalize the adjournment of Decatur and Baker Superior Courts, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate Carrollton Chapter No. 22 of Free and Accepted Masons, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to legalize and make valid any process heretofore signed by any Deputy Clerks, &c., and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to authorize the Justices of the Inferior Court of Dade county to levy an extra tax, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to alter and amend the 20th section of the 4th division of the Penal Code of this State, so as to define the mode of procuring and attempting to procure an abortion, and to prescribe a punishment for said offence ; and the same was indefinitely postponed.

The House took up the Report on the Bill of the Senate to compel persons owning 5,000 or more acres of land in the counties of Clinch, Decatur and Rabun, to give in and pay taxes for the same in said counties, and agreed thereto ;

The Bill was read the third time, and on the question, "Shall this Bill now pass?" on the call of Mr. Holland and the second of Mr. ———, the yeas and nays were recorded, and are—yeas 49, nays 27.

Those voting in the affirmative, are Messrs.

Atkinson,	McLain,
Bailey,	Moreland,
Bartow,	Morel,
Barnett, of Butts,	Patterson,
Barnett, of Henry,	Pickett,
Bellinger,	Pierce,
Bloodworth,	Price,
Cameron, of Telfair,	Ramsey,
Cannon,	Raulerson,
Carr,	Reeves,
Chastain,	Roberts,
Cobb, of Dooly,	Scarlett,
Dorminy,	Seward,

Edwards,	Shewmake,
Fall,	Stephens,
Gardner,	Sumner,
Gilmore,	Thurmond,
Hall,	Tift,
Harrison,	Tillman, of Tattnall,
Henry.	Waldhour,
Latimer, of Warren,	Wofford,
Lewis,	Wooldridge,
Lowe,	Winn, of Gwinnett,
McAfee,	Wynn, of Oglethorpe.
McFarland,	

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Gilbert,
Armstrong,	Harris, of Clark,
Barr,	Holland,
Born,	Knox,
Brinson,	Lane,
Bulloch,	Lochlin,
Byrd,	Milledge,
Christie,	Moon,
Clark, of Oglethorpe,	Mobley,
Cobb, of Harris,	Richardson,
Dawson, of Putnam,	Robinson, of Laurens,
Erwin, of Forsyth,	Smith, of Hancock,
Fannin,	Trippe.
Floyd,	

So the Bill was passed.

The House took up the Report on the Bill of the Senate to authorize the Ordinary of Wayne county to be allowed to hold his office at his own residence, and the same being amended, was agreed to ;

The Bill was read the third time, and passed.

Mr. Seward, from the Select Committee, to whom was referred the Bill of the Senate amendatory of the Statute of Limitations, reported the same back to the House, with amendments ;

The Report on the Bill was then taken up and agreed to as amended ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to authorize Robert C. McCulloch, of the city of Griffin and county of Spalding, to practice medicine on the Dutch and Indian system of practice, and to charge therefor, and to allow others therein named to practice, &c., and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to open and construct a Railroad from the terminus of the North Carolina Railroad at or near the Locust Stake on the State line, and thence by the most practicable route by the way of Clayton, in Rabun county, to intersect the North Carolina Railroad at Anderson Court House; and the same being amended, was agreed to;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to alter an amend an Act approved December 22d, 1847, to compensate the Grand and Petit Jurors of Campbell county, &c., and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to amend the road laws of this State, &c., and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate the Albany Bridge Company.

Mr. Tift offered the following as a substitute in lieu thereof, to wit;

“A Bill to incorporate the Albany Bridge Company, and for other purposes therein specified.”

Which was received;

The Report, as amended, was then agreed to;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate the Culloden Railroad, with powers to construct a Railroad from the Town of Culloden, in Monroe county, to the town of Barnesville, in Pike county, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate for the relief of Robert H. Dixon, of the county of Talbot, Administrator on the estate of A. Beddell, deceased, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to add an additional section to the Act supplementary to the Act for the appointment of county officers, approved December 4th, 1799, and agreed thereto;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate a Bank in the city of Columbus, to be called the Manufacturers' and Mechanics' Bank of Columbus, and the same being amended, was agreed to;

The Bill was read the third time, and on the question, “Shall this Bill now pass?” on the call of Mr. Anderson,

of Franklin, and the second of Mr. Seward, the yeas and nays were recorded, and are—yeas 38, nays 32.

Those voting in the affirmative, are Messrs.

Atkinson,	Holland,
Bailey,	Irvin, of Wilkes,
Bartow,	Langmade,
Barnett, of Henry,	Latimer, of Cobb,
Bellinger,	Latimer, of Warren,
Bloodworth,	Lewis,
Born,	Lowe,
Carr,	Milledge,
Castens,	Mobley,
Christie,	Pickett,
Clark, of Oglethorpe,	Raulerson,
Clark, of Stewart,	Scarlett,
Cobb, of Dooley,	Seward,
Edwards,	Smith, of Coweta,
Fall,	Thornton,
Gardner,	Thurmond,
Gilmore,	Trippe,
Hall,	Wooldridge,
Henly,	Winn, of Gwinnett.

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Knox,
Brinson,	Lane,
Bulloch,	McAfee,
Byrd,	McLain,
Cannon,	Merrell,
Chastain,	Moreland,
Cobb, of Harris,	Nasworthy,
Dawson, of Putnam,	Price,
Dorminy,	Reeves,
Erwin, of Forsyth,	Richardson,
Floyd,	Shewmake,
Gilbert,	Smith, of Hancock,
Gray,	Sumner,
Harrison,	Tillman, of Tattnall,
Harris, of Clark,	Wall,
Jackoway,	Wynn, of Oglethorpe.

So the Bill was passed.

The following Message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has agreed to a Report and Resolution in relation to the boundary line between the

states of Florida and Georgia, to which they ask the concurrence of the House.

The Senate has also adopted a Resolution in relation to the erection of a monument to the late Hon. John Forsyth, for which the sum of one thousand dollars was appropriated by the last Legislature, to which they ask the concurrence of the House of Representatives.

The Senate has also agreed to the Report of the Committee of Conference, to whom was referred the amendments of the Senate to the Bill of the House to regulate the practice in courts of law and equity, and to define the powers of the same.

The Senate still disagrees to the amendments of the House to the Bill of the Senate, to alter and fix the times of holding the Superior Courts in the Flint and Coweta Districts, to allow a longer time for holding a part of said Courts, and authorize the drawing other juries for a part of them, and to fix the time of holding the Inferior Courts in Upson, Pike, and Spalding, and have appointed as a Committee of Conference on their part, Messrs. McCune, Harman, and Calhoun, and respectfully ask the House to do the same.

The Senate still insists on its amendments to the Bill of the House, to alter and amend an Act for the better regulation of the town of Monticello, in the county of Jasper, and to extend the limits of the town of Forsyth, and to authorize the Commissioners to pay a Marshal, and have appointed a second Committee of Conference, consisting of Messrs. Harman, Bryan, and John L. Bird.

The Senate has concurred in the amendments of the House to revive and make of force an Act to incorporate the Thomaston and Barnesville Railroad Company, with power to construct a railroad from some point on the Monroe Railroad, at or near Barnesville, in Pike county, to the town of Thomaston, in Upson county, and to punish persons who may wilfully injure the same, and to confer all corporate powers necessary to effect said object; assented to Dec. 3, 1839.

The House took up the Report on the Bill of the Senate to incorporate the city of Columbus, and to prescribe the powers and duties of the City Guard, and agreed thereto;

The Bill was read the third time and passed.

The House took up the Report on the Bill of the Senate to change the times of holding the Superior Courts of the counties of Taliaferro, Madison, Effingham, and Elbert, and the Inferior Courts of the counties of Forsyth and Heard; and the same being amended, was then agreed to;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate



to prevent more effectually the furnishing of intoxicating liquors to slaves, and agreed thereto ;

The Bill was read the third time, and on the question, "Shall this Bill now pass ?" on the call of Mr. Chastain, and the second of Mr. Carr, the yeas and nays were recorded, and are—yeas 36, nays 44.

Those voting in the affirmative, are Messrs.

Armstrong,	Irvin, of Wilkes,
Atkinson,	Knox,
Bailey,	Lane,
Bartow,	Latimer, of Warren,
Bellinger,	Mobley,
Born,	Moreland,
Bulloch,	Morel,
Byrd,	Pickett,
Cannon,	Powell,
Clark, of Oglethorpe,	Price,
Clark, of Stewart,	Richardson,
Dawson, of Greene,	Stephens,
Dawson, of Putnam,	Thornton,
Edwards,	Trippe,
Erwin, of Forsyth,	Watts,
Floyd,	Woodward,
Hackney,	Wooldridge,
Harris, of Clark,	Winn, of Gwinnett.

Those voting in the negative, are Messrs.

•Anderson, of Franklin,	Jackoway,
Barr,	Lochlin,
Barnett, of Butts,	Lowe,
Barnett, of Henry,	McAfee,
Bloodworth,	McLain,
Carr,	Moon,
Chastain,	Nasworthy,
Cobb, of Dooly,	Patterson,
Cobb, of Harris,	Raulerson,
Dorminy,	Reeves,
Fall,	Roberts,
Fowler,	Robinson, of Laurens,
Fuller,	Scarlett,
Gardner,	Seward,
Gilbert,	Shewmake,
Grant,	Sumner,
Gray,	Thurmond,
Hall,	Tift,
Harrison,	Tillman, of Appling,
Henry,	Tillman, of Tattnall,

Henly,  
Holland,

Wall,  
Wynn, of Oglethorpe.\*

So the Bill was lost.

The House took up the Report on the Bill to incorporate the Georgia and Florida Railroad Company, to secure to the same certain privileges, and for other purposes therein named ;

Mr. Seward offered the following as a substitute, in lieu thereof, to wit :

A Bill to incorporate the Georgia and Florida Railroad Company, and to confer certain powers and privileges therein mentioned ;

Which was received ;

The Report as amended was then agreed to ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate the LaGrange Steam Mill Company, and for other purposes, and agreed to ;

The Bill was read the third time, and passed.

The House took up the Report on the Bill of the Senate to incorporate the Madison Branch Railroad, and for other purposes ;

Mr. Meriwether moved the following as a substitute in lieu thereof, to wit :

A Bill to authorize the building of a railroad from Eatonton to Madison, or to some other point on the Georgia Railroad, and from thence to Gainesville ;

Mr. Floyd rose to a point of order, that the substitute was out of order ;

The Chair sustained the point ;

Mr. Meriwether then moved to lay the Bill on the table for the remainder of the session ;

Whereupon, on the call of Mr. Atkinson, and the second of Mr. Meriwether, the yeas and nays were recorded, and are—yeas 44, nays 28.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,  
Barr,  
Barnett, of Butts,  
Bloodworth,  
Brinson,  
Carr,  
Chastain,  
Clark, of Oglethorpe,  
Cobb, of Dooly,  
Cobb, of Harris,

Lane,  
Latimer, of Warren,  
McLain,  
Milledge,  
Moon,  
Moreland,  
Nasworthy,  
Patterson,  
Reeves,  
Roberts,

Dawson, of Putnam,	Robinson, of Laurens,
Dorminy,	Scarlett,
Edwards,	Seward,
Erwin, of Forsyth,	Shewmake,
Gardner,	Sumner,
Gilbert,	Thornton,
Grant,	Tift,
Gray,	Tillman, of Appling,
Hall,	Tillman, of Tattnall,
Henly,	Waldhour,
Holland,	Wofford,
Knox,	Wooldridge.

Those voting in the negative, are Messrs.

Atkinson,	Langmade,
Barnett, of Henry,	Lewis,
Born,	Lochlin,
Bulloch,	Lowe,
Byrd,	McAfee,
Clark, of Stewart,	Mobley,
Dawson, of Greene,	Morel,
Fall,	Price,
Floyd,	Russell,
Gilmore,	Smith, of Hancock,
Hackney,	Trippe,
Harrison,	Woodward,
Henry,	Winn, of Gwinnett,
Irvin, of Wilkes,	Wynn, of Oglethorpe.

The motion prevailed.

The House took up the Report on the Bill of the Senate to authorize the City Council of Columbus to loan the bonds of said Corporation for seventy-five thousand dollars, to the Muscogee Railroad Company, and agreed thereto ;

The Bill was read the third time, and passed.

The House took up the reconsidered Bill of the Senate to change the name of the Court of Common Pleas, and of Oyer and Terminer, of the city of Savannah, and to authorize the Judge to appoint a Solicitor General pro. tem.; and the same being recommitted, amended, and the Report agreed to as amended, the Bill was passed.

The House took up the reconsidered Bill of the Senate to change, alter, and fix the time of holding the Inferior Court of the county of Early, and the fall term of the Superior Court of the county of Bulloch ; and the same being recommitted and amended, and the Report agreed to as amended, the Bill was passed.

The House took up the reconsidered Bill of the Senate

to incorporate the Muscogee Asylum for the poor, &c. ; and the same being recommitted and amended, and the Report as amended agreed to, the Bill was passed.

The House took up the Report on the Bill of the Senate to amend the several Acts now in force regulating the fees of magistrates and constables in the state of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe, and Lee, and to provide for collecting of the same, and agreed thereto ;

The Bill was read the third time, and passed.

Mr. Lochlin laid on the table the following Resolution, to wit :

*Resolved*, That the Clerk return to Mr. Lochlin the papers connected with the claim of Richardson & Cox ;

Which was taken up and agreed to.

The House then adjourned until 7 o'clock, P M.

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SEVEN o'CLOCK, P M.

The House met, pursuant to adjournment.

Mr. Shewmake, from the Committee on Enrolment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, to wit :

An Act supplementary to an Act entitled an Act to levy and collect a tax for the political years 1852 and 1853 ; approved January 9th, 1852 ;

Also, an Act to incorporate the Baptist Church, at Lexington, Oglethorpe county, and other Churches, Campgrounds, Academies, Masonic Lodges, Odd Fellows' Lodges, Divisions of Sons of Temperance, and other associations therein named ;

Also, an Act to amend the several Acts in relation to issuing grants on head rights in this State, so far as to extend the time for granting the same until the 25th of December, 1853 ; also to make valid certain surveys and grants therein specified ;

Also, an Act to appropriate money for the support of the Government, for each of the political years 1852 and 1853, and for other purposes therein specified ;

Also, an Act to amend the laws regulating the village of Sparta, in the county of Hancock ; also to authorize the City Council of Augusta to make a donation to the Augusta Orphan Asylum, and to incorporate and confer certain powers on said Association ;

Also, an Act to authorize George L. Bird and others to

practice physic on the Homœopathic system, and for other purposes ;

Also, an Act to authorize William McKinney, Thomas Kelly, and H. W. Cannon to appoint some fit and proper person, in lieu of O. T. Dickerson, should they deem such a course necessary, to survey the 1st and 2nd Districts of Rabun county ;

Also, an Act to appropriate and refund to Joseph Marshall, Tax Collector of Decatur county, a certain sum of money therein named, and to reimburse money to Uriah Smith, for overpayment of taxes ;

Also, an Act to incorporate the Dade county Turnpike Company, and to grant certain privileges to the same ;

Also, an Act to amend an Act to authorize the Savannah and Albany Railroad Company to make and use a plank road and branches in connection with their Railroad and branches, or in lieu thereof, approved February 21st, 1850, so as to authorize the construction of Mc Adamized, graded, or plank roads, and for other purposes therein named ;

Also, an Act to regulate practice in courts of law and equity, and define the powers of the same ;

Also, an Act to pardon James Mouchet, convicted of murder, on circumstantial evidence.

The House took up the Message of the Senate in relation to the amendments of the Senate to the Bill of the House to reduce the Sheriff's bond of Muscogee county from \$40,000 to \$25,000, and concurred therein.

The House took up the Message of the Senate insisting on its disagreement to the amendment of the House to the Bill of the Senate to alter and fix the times of holding the Superior Courts in the Flint and Coweta Districts, &c., and appointing a Committee of Conference on the same, on their part, to meet such Committee as the House may appoint, &c. ; and on motion of Mr. Fuller, the following Committee of Conference was appointed on the same, on the part of the House, to wit : Messrs. Fuller, Bellinger, and Hackney.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has concurred in the amendments of the House of Representatives to the following Bills of the Senate :

A Bill to incorporate a Bank in the city of Columbus, to be called the Manufacturers' and Mechanics' Bank, of Columbus ;

Also, a Bill to authorize the Ordinary of Wayne county to keep his office at his own residence, in said county ;

Also, a Bill amendatory of the Statute of Limitations ;

Also, a Bill to incorporate the Albany Bridge Company ;

Also, a Bill to incorporate the city of Oglethorpe, and to alter and amend an Act entitled an Act to incorporate the Town of Oglethorpe, in the county of Macon ;

Also, a Bill to incorporate the Griffin Collegiate Seminary for young ladies, and to appoint Trustees for the same ;

Also, a Bill to incorporate a Bank in the city of Atlanta, to be called the Atlanta Bank.

The Senate still refuses to agree to the amendment of the House to the Bill of the Senate to require all persons applying for a writ of *habeas corpus ad subjiciendum* in any State case, to give to the prosecutor notice of the time and place when said application will be heard ; and have appointed as a Committee of Conference Messrs. McCune, Harman, and John L. Bird and ask the House to do the same.

The Senate has concurred in the Resolutions of the House of Representatives, expressive of their high appreciation of the kindness and hospitality of the municipal authorities and citizens of the city of Savannah, and officers of the Central Railroad, with an amendment, to which they ask the concurrence of the House of Representatives.

The House took up the following Resolution, to wit :

*Resolved, by the Senate and House of Representatives in General Assembly met,* That his Excellency the Governor be, and he is hereby authorized and required to appoint some suitable individual to investigate the claim of William Q. Anderson, Thomas Anderson and Richard J. Willis, securities of John R. Anderson, on his bonds as Cashier and as Agent of the Darien Bank, and Report to the next General Assembly what amount, if any, has been over paid by the petitioners, and the same was agreed to ; and the Clerk was directed to carry the same forthwith to the Senate.

The House took up the message of the Senate insisting on its disagreement to the amendment of the House to the Bill of the Senate, to require persons applying for a writ of *habeas corpus ad subjiciendum* in any State case, to give to the prosecutor notice of the time and place when said application will be heard, and the House still insisted on its amendment.

The following message was received from the Governor by Mr. Hood, his Secretary :

MR. SPEAKER: The Governor has approved and signed the following Acts, to wit: No. 237. An Act to carry into effect the amended Constitution of this State in reference to the Ordinaries of said State, and for other purposes ;

No. 238. An Act to change the names and legitimize the persons therein named, and for other purposes ;

No. 239. An Act to incorporate the Rome Branch Magnetic Telegraph Company ;

No. 240. An Act to incorporate the Central Female College, under the care of the Methodist Protestant Church, Georgia District, located in Culloden, and to incorporate Mount Vernon Academy in Butts county ;

No. 241. An Act to incorporate certain Churches, Camp Grounds, Academies, Masonic Lodges, Odd Fellows' Lodges, Divisions of Sons of Temperance, and other Associations, and for other purposes therein named ;

No. 242. An Act to amend an Act entitled an Act to authorize all the free white citizens of the State of Georgia and such others as they may associate with them, to prosecute the business of Manufacturing with corporate powers and privileges, passed on the 22d day of December, 1847, so far as the Hancock Manufacturing Company are concerned, and to incorporate said Company, and to grant to said Company certain privileges, to incorporate and confer certain powers upon certain Gas Light Companies in Augusta and Macon ;

No. 243. An Act to provide for the education of a certain number of State Cadets in the Georgia Military Institute, to defray the expenses of the same, and for other purposes therein mentioned ;

No. 244. An Act to establish, change and abolish certain election precincts therein named ;

No. 245. An Act to require all Wills of personal property to be executed and proved in the same manner as is now prescribed by law for the execution and proof of devises of real estate ;

All of which have been deposited in the office of Secretary of State.

Mr. Bartow, from the Special Committee, to whom was referred the Communication of the Governor respecting the suit brought in the Supreme Court by the State of Florida against the State of Georgia, to determine the Southern boundary of this State, reported a resolution requesting the Governor to defend said suit, &c.

On motion of Mr. Bartow the following resolution of the Senate was taken up, to wit :

The Committee on the state of the Republic, have had under consideration the message of his Excellency the Governor, in relation to the boundary line between this State and Florida, and beg leave to Report :—

That without stopping to consider the legal rights of either of the States to the territory in dispute, which is considered to be “ insignificant in extent, and almost valueless in character,” probably not worth the expense of litigation likely to be occasioned by it, and desiring to settle amicably the only matter in contest between two States so united “ by ties of Geographical contiguity, congenial sym-

pathies, interest and feeling," they recommend the adoption of the following resolution :

*Resolved*, That his Excellency the Governor be, and he is hereby authorized to propose to the State of Florida, as an offer of compromise on the part of the State of Georgia, that the boundary line between the two States shall be as delineated on Bonner's Map of Georgia, that is to say, from the junction of the Flint and Chattahoochee Rivers to the Mound B, called "Ellicot's Mound," thence in the most direct line to the north branch of the St. Mary's river, thence down the middle of said branch and river to the Atlantic Ocean, including within the limits of Georgia the territory in the great bend of said river south-east of the Okefenokee Swamp.

*Resolved*, That if the foregoing proposition be not accepted by the State of Florida, his Excellency the Governor be, and he is hereby authorized to take such steps and employ such Counsel as he may deem necessary to defend the rights and interest of the State in the case now pending before the Supreme Court of the United States.

Mr. Bartow offered the following as a substitute in lieu of the same, to wit :

*Resolved*, That the Governor be authorized and requested to defend the said suit, and to employ such additional Counsel as he may deem necessary ;

Which was received ;

The Resolutions, as amended, were then agreed to.

The following Resolution was taken up and agreed to, to wit :

*Resolved by the Senate and House of Representatives of the State of Georgia, in General Assembly met*, That our Senators and Representatives in Congress be, and they are hereby requested to urge the Post Master General to establish a mail route from Eden, in Effingham county, to Edwards' Bridge in Bryan county, by the way of James Shewman's, at which place is Public Court, of Justices Court, and election held, and said mail be carried at least once a week on horse back, and his Excellency the Governor is hereby requested to forward a copy of this resolution to our said members in the Congress of the United States.

The following Resolutions were taken up by the House and agreed to, to wit :

*Be it Resolved by the Senate and House of Representatives of the State of Georgia, in General Assembly met*, That the South is entitled to a large depot of arms, that the Sand Hills near Augusta is the most proper place for that purpose in the Southern country, and that our Senators and Representatives in Congress are earnestly requested to urge upon Congress and the Government, the im-



portance of a matter so deeply interesting to the whole Southern portion of the Union.

*Resolved*, That a copy of the foregoing Preamble and Resolutions be forwarded to our Senators and Representatives in Congress.

The following Resolution was taken up by the House, to wit :

*Resolved*, That his Excellency the Governor be requested, and he is hereby authorized to send to the Inferior Court of the county of Marion, for the use of the Justices of the Peace of the 808th District Georgia Militia, two copies of Hotchkiss' Compilation of the Laws of Georgia, two copies of Princes Digest, and one copy of Cobb's Analysis and Forms ;

The same was indefinitely postponed.

The following Resolution was taken up by the House, to wit :

*Resolved*, That his Excellency the Governor be authorized to furnish one copy of Cobb's Analysis to the Inferior Court, and each Militia District of the county of Laurens, to be sent with the Acts of the present General Assembly ; and the same was lost.

The following Resolution was taken up by the House, to wit :

*Resolved by the Senate and House of Representatives*, That the Governor be requested to forward to the county of Gilmer the State's Seal Measure, for the benefit of said county ;

The same was indefinitely postponed.

The following Resolution was taken up by the House, to wit :

*Resolved by the Senate and House of Representatives, of the State of Georgia, in General Assembly met*, That his Excellency the Governor be requested to forward to the Justices of the Inferior Court of the county of Irwin, six copies of Hotchkiss' Digest and six copies of Cobb's Analysis, for the use of said county ; and the same was indefinitely postponed.

The House took up Resolutions setting forth party principles, &c., and the same was indefinitely postponed.

The House took up the Resolutions requiring the Governor to furnish Franklin county with certain books, and postponed the same indefinitely.

The House took up the Report on the Resolution requiring the Governor to furnish the Georgia Historical Society with certain books, and agreed thereto.

The House took up the Resolutions in reference to the removal of the Seat of Government, and the same was indefinitely postponed.

The House took up the Resolution requiring the Gov-

ernor to pardon Thomas Smith out of the Penitentiary, and postponed the same indefinitely.

The House took up the Resolution requiring the Governor to furnish Emanuel county with certain books, and postponed the same indefinitely.

The House took up the Resolution requiring the Governor to obtain guns for the Savannah Volunteer Guards.

The House took up and agreed to the Report of the Joint Standing Committee on military affairs.

The House took up and indefinitely postponed the Resolutions in relation to State Finances.

The House took up and adopted the memorial reported by the Select Committee, to whom was referred the claims of citizens of Georgia and Alabama on the General Government, on account of losses sustained on account of and depredations committed by the Creek Indians in the late Creek war.

The House took up the message of the Senate receding from its disagreement to the amendment of the House, and amending said amendment to the Bill of the Senate to require persons applying for a writ of *habeas corpus ad subjiciendum* in any State case, to give to the prosecutor notice of the time and place, when said application will be heard, and refused to concur in the amendment of the Senate to its amendment.

The Committee of Conference, to whom was referred the disagreement of the House to the Senate Bill to alter and fix the time of holding the Superior Courts of the Flint and Coweta Districts, &c., reported different amendments from those first made; which was taken up and agreed to.

The House took up the Resolution requiring a copy of the memorial of the citizens of this State in reference to losses sustained in the Creek war to be forwarded to the President United States and each of our Senators and Representatives in Congress, and agreed thereto.

The House took up a Resolution causing to be erected on the public grounds a monument to the Hon. John Forsyth, deceased, and agreed thereto.

The following Message was received from the Governor by Mr. Hood, his Secretary:

MR. SPEAKER:—The Governor has approved and signed the following Act, to wit:

No. 246. An Act to change the time of holding the Superior Courts of Richmond county, and the Court of Common Pleas of Augusta;

Which has been deposited in the office of Secretary of State.

The following Resolution was taken up and agreed to, to wit:

*Resolved by the Senate and House of Representatives*

*of the State of Georgia, in General Assembly met, That the Surveyor General be required to deliver to Obediah T. Dickerson, County Surveyor of Rabun county, the field books of the survey of the 1st and 2d district of Rabun county; Provided, the said O. T. Dickerson shall return the same in good order after he shall have surveyed the aforesaid district.*

On motion of Mr. Cannon, the words Obediah T. Dickerson were stricken out and H. W. Cannon inserted.

The Resolution then, as amended, was agreed to.

The following Preamble and Resolutions were taken up and agreed to, to wit:

*Resolved, That the General Assembly of the State of Georgia highly approves of the action of our National Government in interceding for the release of, and in offering an asylum to the patriot Kossuth and his companions in exile.*

*Resolved, That we tender to those illustrious friends of liberty a hearty welcome, and trust that they may continue to enjoy a happy home in our country until the chains of tyranny in the Old World are broken, and until Kings and Emperors shall cease to oppress the wise and good.*

*Resolved, That as our Government has begun the good work in the case of the Hungarian exiles, we trust that Congress may take similar action in regard to those Irish patriots who are now lingering in prison and in exile, on account of their devotion to the cause of political equality in their unhappy country.*

*Resolved, That as Irish blood was freely shed in the cause of American Independence, and as Irish patriotism has ever been prompt to sustain our Government and its institutions, we tender to Smith O'Brien and his compatriots in misfortune our heartfelt sympathy, and would gladly welcome them also to a home in our free, prosperous and happy country.*

*Resolved, That his Excellency the Governor be requested to transmit a copy of these resolutions to each of our Senators and Representatives in Congress, with a request that they take such action in the premises as may be best calculated to accomplish the object desired; and the same was indefinitely postponed.*

The House took up the Resolution in reference to John J. Thrasher in Cuba, and the same was indefinitely postponed.

The House took up a Resolution requesting our Senators and Representatives in Congress to have a mail route established from Waresborough to Jacksonville, and the same was agreed to.

The House took up the Resolution requesting the Governor to have certain Acts of the General Assembly published, and agreed thereto.

The House took up a Resolution requesting the Governor to have certain arms returned to the State Department, and agreed thereto.

The second Committee of Conference, to whom was referred an amendment of the Senate to a Bill of the House, to alter and amend an Act to incorporate the town of Monticello, &c., reported an agreement that the Senate recede from its disagreement, and also a proviso to the Bill ;

The same was taken up and agreed to.

The House took up the Resolution referring the subject of sale or no sale of the Western and Atlantic Railroad to the people, and indefinitely postponed the same.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has concurred in the amendments of the House to the following Bills of the Senate :

The Bill to change, alter and fix the time of holding the Inferior Court of the county of Early, and the Fall Term of the Superior Court of the county of Bulloch ;

Also, a Bill to change the times of holding the Superior Courts of the counties of Taliaferro, Madison, Effingham and Elbert, and the Inferior Courts of the counties of Heard and Forsyth ;

Also, a Bill to incorporate the Georgia and Florida Railroad Company, to secure to the same certain privileges, and for other purposes therein mentioned ;

Also, a Bill to alter and amend an Act entitled an Act to incorporate the Muscogee Asylum for the poor, to make provisions for their support, and to authorize the Inferior Court of Muscogee county to bind out poor children to said corporation under certain circumstances, and to provide for their education.

The Senate has receded from its disagreement to the amendment of the House to the Bill of the Senate to require persons applying for a writ of *habeas corpus ad subjiciendum* in any State case, to give to the prosecutor notice of the time and place when said application will be heard, and has agreed to the amendment of the House, with an amendment, to which they ask the concurrence of the House.

The Senate has concurred in the Resolutions of the House in relation to Foreign Nations.

Mr. Shewmake, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts originated in the Senate, to wit :

An Act to incorporate the Town DeSoto in the county of Floyd ;

Also, an Act to alter and amend an Act entitled an Act

to protect the estates of orphans, and to make permanent provisions for the poor, approved December 18th, 1792, so far as relates to the amount of the bond to be given by Administrators; also to authorize the sale of real estate, of free persons of color, and to provide for the disposition of the proceeds;

Also, an Act to limit the time for taking out grants to the State's half and informer's half of any lot of land fraudulently drawn in any of the land and gold lotteries of this State, and to provide for the granting of the same after the expiration of said time;

Also, an Act to alter and change the line between the counties of Lee and Sumter, and to change the line between the counties of Lumpkin and Hall, and the line between the counties of Cobb and Cherokee, and other lines therein named;

Also, an Act to incorporate Atlanta Lodge No. 59; and Perry Chapter No. 18, Town of Perry, Houston county; and Houston Lodge No. 35; and Thurman Lodge No. 107; and Lincoln Lodge No. 78; Thomaston Chapter No. 29; Morning Star Lodge No. 27, of Free and Accepted Masons; and Greensboro' Division No. 67, S. of T.; and Ringgold Lodge No. —, Free and Accepted Masons;

Also, an Act to change the name of John Sheahan, of the county of Chatham, to the name of John Theodore McFarland, and to allow and qualify the said John under the name of John Theodore McFarland to inherit property from John McFarland, of Chatham county;

Also, an Act to authorize the Justices of the Inferior Court of Cherokee county to examine and allow the Tax Collector of said county his insolvent list;

Also, an Act to authorize the Savannah and Ogeechee Canal Company to extend the Savannah and Ogeechee Canal to the Altamaha river;

Also, an Act amendatory of an Act assented to 22d December, 1834, to alter the laws relating to county Academies, so far as relates to the county of Baldwin;

An Act amendatory of so much of an Act passed by the Legislature of 1849, as authorizes the City Council of Milledgeville to levy and raise a tax on the assessed value of the real property owned or leased for the term of years within the corporate limits of said city, so as to extend the time within which to raise an amount to pay the subscription for stock in the Milledgeville and Gordon Railroad;

Also, an Act to extend the corporate limits of the Town of Eatonton, to regulate licences therein, and to change the time of electing Commissioners, and for other purposes;

Also, an Act to incorporate the Columbus and Greenville Plank Road and Turnpike Company, and the Colum-

bus and Lanahassee Plank and Turnpike Road Company, and the Atlanta and Sweetwater Plank and Turnpike Road Company, and for other purposes ;

Also, an Act to amend an Act entitled an Act to incorporate the Savannah Female Asylum in the city of Savannah ;

Also, an Act to regulate the advertisements of Clerks, Sheriffs and other State and county officers, and to provide for the preservation of the newspapers containing said advertisements, and for other purposes ;

Also, the following Resolution, authorizing his Excellency the Governor to employ Counsel to defend such cases pending in our Courts against the East Tennessee and Georgia Railroad, &c.

Mr. Shewmake, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker, an Act to authorize the consolidation of the stocks of the Georgia Railroad and Banking Company, and of the Washington Railroad or Plank Road Company, incorporated 5th February, 1850, and for other purposes.

The House adjourned until 9 o'clock to-morrow morning.

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THURSDAY, JANUARY 22, 1852.

The House met, pursuant to adjournment.

Mr. Floyd moved to reconsider so much of the Journal of yesterday, as relates to the indefinite postponement of the Bill of the Senate, to incorporate the Madison Branch Railroad Company, &c., and the yeas and nays were required to be recorded on the motion, and are—yeas 39, nays 32.

Those voting in the affirmative, are Messrs.

Armstrong,  
Atkinson,  
Bailey,  
Bellinger,  
Born,  
Bulloch,  
Cameron, of Telfair,  
Clark, of Stewart,  
Dawson, of Greene,  
Erwin, of Forsyth,  
Fall,  
Floyd,

Langmade,  
Lewis,  
Lochlin,  
Lowe,  
McAfee,  
McComb,  
Morehouse,  
Morel,  
Nasworthy,  
Robinson, of Laurens,  
Russell,  
Seward,

Fowler,  
Fuller,  
Gilmore,  
Hackney,  
Harris, of Clarke,  
Harper,  
Henry,  
Jackoway,

Shewmake,  
Smith, of Coweta,  
Smith, of Hancock,  
Trippe,  
Woodward,  
Wooldridge,  
Winn, of Gwinnett.

Those voting in the negative, are Messrs.

Anderson, of Franklin,  
Barnett, of Henry,  
Bloodworth,  
Brinson,  
Carr,  
Cobb, of Dooly,  
Cobb, of Harris,  
Dawson, of Putnam,  
Edwards,  
Gardner,  
Hall,  
Harris, of McIntosh,  
Henly,  
Holland,  
Lane,  
Milledge,

Moon,  
Mobley,  
Moreland,  
Morris,  
Perkins,  
Price,  
Reeves,  
Roberts,  
Scarlett,  
Sumner,  
Tift,  
Tillman, of Appling,  
Tillman, of Tattnall,  
Waldhour,  
Watts,  
Wofford.

The motion prevailed.

On motion the House reconsidered so much of the Journal of yesterday, as relates to the indefinite postponement of the Bill to grant exemptions to Cavalry Corps, &c.

The House took up the reconsidered Bill, to incorporate the Madison Branch Railroad, &c., and on the question, "Shall this Bill now pass?" the yeas and nays were recorded, and are—yeas 35, nays 35.

Those voting in the affirmative, are Messrs.

Armstrong,  
Atkinson,  
Bailey,  
Bellingier,  
Born,  
Bulloch,  
Castens,  
Clark, of Stewart,  
Dawson, of Greene,  
Edwards,

Langmade,  
Lewis,  
Lochlin,  
McAfee,  
McComb,  
Mobley,  
Morel,  
Nasworthy,  
Russell,  
Seward,

Floyd,	Smith, of Coweta,
Fuller,	Smith, of Hancock,
Hackney,	Tillman, of Appling,
Hall,	Woodward,
Harris, of Clarke,	Wooldridge,
Harper,	Winn, of Gwinnett,
Henry,	Wynn, of Oglethorpe.
Jackoway,	

Those voting in the negative, are Messrs.

Anderson, of Franklin,	Lane,
Barnett, of Butts,	Milledge,
Barnett, of Henry,	Moon,
Blackwell,	Moreland,
Bloodworth,	Patterson,
Brinson,	Perkins,
Byrd,	Price,
Carr,	Reeves,
Cobb, of Dooly,	Roberts,
Cobb, of Harris,	Scarlett,
Dawson, of Putnam,	Shewmake,
Dyer,	Sumner,
Gardner,	Tift,
Gilbert,	Tillman, of Tattnall,
Gray,	Waldhour,
Harris, of McIntosh,	Watts,
Henly,	Wofford.
Holland,	

Mr. Seward offered the following resolution, to-wit :

*Resolved*, That a Committee of three be appointed to attend the bringing up the unfinished business of this House, and that they be allowed seven days for that purpose ;

The same was taken up and agreed to.

Mr. Harris, of Clark, offered the following Resolution, to-wit :

*Resolved*, That the Clerk of this House, and his assistant, be allowed ten days' after adjournment to aid in bringing up the unfinished business ;

The same was taken up and agreed to.

Mr. Seward offered a Resolution requiring additional copies of the Laws and Journals over and above the number printed last session, be printed for distribution, and supply new counties, and the members of this General Assembly, at the discretion of the Governor ;

The same was taken up and agreed to.

The House took up the reconsidered Bill of the Senate, to grant exemptions to Cavalry Corps, and for the forma-



tion of Squadrons of Cavalry, and to confer certain privileges upon the Baldwin Blues; and the same being recommitted and amended, and the Report agreed to as amended, the Bill was passed.

The House took up the following Resolution of the Senate, to-wit:

*Resolved*, That the claim by Joseph Sturgis, Esq., of \$500, for services at each session of Congress he may attend, while prosecuting the Military Claims of the State against the General Government, is not warranted by his contract with Governor Towns, and that Governor Coblenz in giving said Sturgis notice that he would hereafter allow him as a compensation nothing more than 10 per centum upon the amount he may in future recover, acted in perfect conformity with said contract.

Mr. Mobley moved to postpone the same indefinitely;

The motion was lost.

The question then recurred on agreeing to the Resolution. Whereupon, on the call of Mr. Harris, of Clark, the yeas and nays were required to be recorded, and are—yeas 38, nays 30.

Those voting in the affirmative, are Messrs.

Anderson, of Franklin,	Lewis,
Armstrong,	Lochlin,
Bailey,	Lowe,
Bartow,	McAfee,
Barnett, of Henry,	McFarland,
Blackwell,	Moon,
Brinson,	Moreland,
Christie,	Pickett,
Cobb, of Dooly,	Reeves,
Edwards,	Roberts,
Erwin, of Forsyth,	Searlett,
Fall,	Smith of Hancock,
Fuller,	Tillman, of Appling,
Gardner,	Tillman, of Tattnall,
Gray,	Trippe,
Harris, of Clarke,	Waldhour,
Henly,	Wall,
Lane,	Woodward,
Latimer, of Warren,	Wynn, of Oglethorpe.

Those voting in the negative, are Messrs.

Atkinson,	Jackoway,
Barnett, of Butts,	Milledge,
Bloodworth,	Merrell,
Born,	Mobley,

Bulloch,	Morehouse,
Byrd,	Patterson,
Cameron, of Telfair,	Price,
Cobb, of Harris,	Robinson, of Laurens,
Dawson, of Greene,	Seward,
Dawson, of Putnam,	Shewmake,
Fannin,	Sumner,
Gilbert,	Tift,
Hall,	Watts,
Harris, of McIntosh,	Wooldridge,
Holland,	Winn of Gwinnett.

The Resolution was agreed to.

Mr. Shewmake, from the Committee on Enrollment, reports as duly enrolled and ready for the Speaker of the House of Representatives, the following Acts originated in the Senate, to-wit :

An Act to alter and change the name of Andrew Jackson, of the county of Telfair, to that of Andrew Jackson Passmore, his reputed father ;

Also, an Act to prescribe the order of the argument of Counsel, in criminal cases ;

Also, an Act to incorporate the Ogeechee Plank Road Company, and for other purposes therein named ;

Also, an Act to incorporate the Augusta, Atlanta and Nashville Magnetic Telegraph Company ;

Also, an Act to incorporate Fraternal Lodge, No. 37, of Free and Accepted Masons, at McDonough, in the county of Henry ; Pinton Lodge, No. —, of Free and Accepted Masons, at Barnesville, in the county of Pike ; and Generous Warren Lodge, No. 24, of Free and Accepted Masons, in the county of Walton ;

Also, an Act to incorporate the Lanier House Company, at Macon ;

Also, an Act to incorporate the Attapulugus Female Academy, in the county of Decatur ; the Crawfordville Academy, in the county of Taliaferro ; the Starkville Academy, in the county of Lee, and appoint Trustees therefor ;

Also, an Act to alter and amend the third section of the first article of the Constitution of this State ;

Also, an Act to alter the time of holding the Inferior Court of Harris county ;

Also, an Act to incorporate the Griffin Synodical College, and to grant to such corporation certain rights and privileges ;

Also, an Act to limit the lien of judgments rendered in any of the Courts of this State ;

Also, an Act to alter and amend the laws in relation to itinerant traders, and to prescribe the mode of obtaining license, approved November 27th, 1445, so far as relates to the county of Lee;

Also, an Act to incorporate the Lawrenceville Railroad Company;

Also, an Act to authorize the Governor to cause to be in the transcription of Grants in office of Secretary of State;

Also, an Act to repeal the first section of an Act, passed December 19th, 1849, to regulate all laws regulating the importation of slaves, and to give certain powers to municipal corporations in relation to slaves, and to amend the Act hereby revived;

Also, an Act for the relief of the Teachers of Poor Children of the county of Hall, for the years 1844 and 1846;

Also, an Act to alter and amend the Road laws, so far as they refer to McIntosh county.

Mr. Trippe offered a Resolution authorizing James L. Seward, Representative from the county of Thomas, to receive \$150, appropriated to certain persons for arresting James Williams, charged with murder, &c.;

The same was taken up and agreed to.

Mr. Harris, of Clark, offered a Resolution, tendering thanks to the Hon. James A. Meriwether, for the able, prompt, and faithful discharge of the arduous duties of Speaker of the House, during the present session;

The same was taken up and agreed to.

Mr. Price offered a Resolution authorizing W. T. Price and Samuel Farris, to receive and receipt for the Poor School Fund, going to the respective counties of Floyd, Walker, &c.;

The same was taken up and agreed to.

Mr. Byrd offered a resolution requiring the Clerk to deliver over the papers and evidence in the case of Dr. Wall and Milligan to him;

The same was taken up and agreed to.

Mr. Harris, of Clark, offered a Resolution tendering thanks to Thaddeus Sturgis, Clerk, and his assistants, for the promptness and ability with which they have discharged their duties during the present session of the General Assembly;

The same was taken up and agreed to.

The following message was received from the Governor, by Mr. Hood, his Secretary:

MR. SPEAKER:—The Governor has approved and signed the following Acts, to-wit:

No. 247 An Act to appropriate money for the support of the government for each of the political years 1852 and 1853, and for other purposes therein specified;

No. 248. An Act supplementary to an Act entitled an Act to levy and collect a tax for the political years 1852 and 1853, approved January 9th, 1852;

No. 249. An Act for the relief of Reuben S. Willingham, Tax Collector of Lincoln county;

No. 250. An Act to authorize a Grant to issue to Thomas A. Jones, to Lot of Land No. 181, 10th district of Carroll county.

The following message was received from the Senate by Mr. Glenn, their Secretary:

MR. SPEAKER:—The Senate has agreed to the Report of the Committee of Conference, in relation to the amendment of the Senate to the Bill of the House of Representatives, "To alter and amend an Act entitled an Act to alter and amend an Act for the better regulation of the town of Monticello, in the county of Jasper, and to extend the limits of the town of Forsyth, and to authorize the Commissioners to pay a Marshal."

The Senate has agreed to the Report of the Committee on Conference, in relation to the amendments of the House of Representatives, to the Bill of the Senate to alter and fix the times of holding the Superior Courts in the Flint and Coweta Districts, to allow a longer time for holding a part of said Courts and authorize the drawing other Juries for a part of them, and to fix the time for holding the Inferior Courts in Upson, Pike and Spalding.

The Senate has concurred in the amendment of the House of Representatives, to the Bill of the Senate, to grant exemptions to cavalry corps, and for the formation of squadrons of cavalry, and to confer certain privileges upon the Baldwin Blues.

The Committee appointed by the Chair, under the Resolution to bring up unfinished business, are Messrs. Hackney, Harris, of McIntosh, and McComb.

Mr. Tift, from the Committee on the State of the Republic, have had under consideration the Bill entitled an Act to provide for the protection and defence of the rights of the citizens of the State of Georgia against unjustifiable attacks, encroachments or usurpations by other States, whether acting in their individual sovereign capacity within the limit of powers not delegated in the Constitution, or through their Representatives in the Senate of the United States; and the minority of the Committee submit the following Report:

1. The Bill under consideration declares the principles upon which our federative system of government rests, and states certain facts relative to the position and declared purposes of Georgia, which will not be denied.

2. The Bill enumerates certain flagrant wrongs which have been threatened, and it is feared may be consumma-

ted by some of the Northern States of the Confederacy, as intentional violations of faith plighted to Georgia in the Constitution of the United States.

3. The remaining provisions of the Bill are intended to transfer, by a Constitutional, practicable, and simple method, the trade of the people of Georgia to other States than those which shall commit these wrongs; and this end is effected without the creation of any new office, and without cost or injury to the State or the people of Georgia.

4. To illustrate by example. Suppose that Massachusetts, by her mobs, or her constituted authorities, should prevent the recovery of a fugitive slave, the property of a citizen of Georgia. The effect of this law would be to divert the trade of our merchants and other citizens to other markets, when the articles they wanted could be purchased as cheap as in Boston. Our own people would not be injured; the trade of New York and other cities would be increased, and they would thus be furnished with a powerful motive to preserve good faith towards us, and assist in punishing the refractory State. The effect upon Massachusetts would be to cut off the chief sources of her prosperity, until her merchants, her manufacturers, her ship owners, and her agents, should so control the spirit of fanaticism among themselves, as to do justice to Georgia.

5. The Bill is free from Constitutional objections. Its practical effect would be to make it the *interest* of every State which is in any way dependant upon our trade for their prosperity, to respect our rights and to do us justice. It would furnish a practical illustration of the oft asserted fact, that the States have reserved rights and powers by which they may protect themselves from injury without a violation of the Constitution. Our system of Government is the most beautiful and perfect which has ever been devised, combining, as it does, union and strength, with individual liberty; and this perfection can only be preserved by sacredly maintaining all the relative powers and rights of the several parts of the system.

6. The several States, as sovereigns, formed a General Government for certain purposes, with limited powers, which are specified in a written Constitution. This General Government is a *form* through which the several States act in concert to attain the common objects of their Union; but the *form* itself is inanimate, and like a body without a soul, is powerless, unless it is animated by the creating form and sovereign energy of the several States. It follows from this, that injuries inflicted by the General Government are the acts of individual States, which may be identified and held responsible for their acts; and there is no way that a State in the minority in the General Gov-

ernment can affect a State in the majority, except by the exercise of her reserved power.

7. In cases of wrongs committed by one State in her individual sovereign capacity, upon another State, there must be, and is, a power necessary for self protection, without a helpless dependance upon the General Government, and without war. The only powers which are essential to the protection of States or nations, which have been surrendered by the several States, are the means of war or other violent or aggressive acts. In all the internal regulations of the several States, they are each supreme within their own respective territories. The power of a State over the property and liberty of all who dwell within her borders, by taxation, the declaration of what shall constitute crime, with its punishment, is supreme, limited only by her discretion and sense of justice. It is the interest as well as the duty of every State, to do justice to all others ; but if it should be necessary to protect our citizens against injustice, Georgia has the power and the right to do it, by virtue of her sovereignty ; and having the power and the right, it becomes her solemn and imperative duty.

8. The Northern and non-slaveholding States are dependent on the Southern Slaveholding States for the chief means of their wealth and prosperity. The fanatic spirit which now controls some of the non-slaveholding States, like the spirit of fanaticism every where, and in all ages, is moving steadily forward to the accomplishment of its end; the abolition of slavery, and the wreck of our Confederacy. Fanaticism takes no step backwards ; it listens to no reason addressed to the intellect ; it is deaf to the demands of justice, and can only be effectually controlled by *considerations of interest, or arguments addressed to the pocket, and effecting the whole community which tolerates and nurtures the foul spirit of fanaticism and discord in its bosom.*

9. The Bill under consideration proposes no injustice, no aggression upon the rights of others. It simply proposes to protect our own rights in the only way which we have short of violence, by withholding our trade from those who may do us wilful and wanton injustice, and thus making their *interest* and their *duty to us*, identical.

10. We have not expected that the Bill would pass at the present session, but we have thought it proper to present this among the many reasons why the policy of this Bill should be adopted by Georgia, and we believe also of every other Southern State.

11. We would respectfully commend the subject to the next session of the Legislature.

The same was taken up, and the House refused to agree to it.

Mr. Erwin, of Forsyth, from the Committee on Enrolment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, originated in the Senate, to wit :

An Act to amend an Act passed the 23rd day of December, 1826, granting to the corporate authority of the town of Macon a certain tract of land adjoining said town, for the purpose of preserving the health, so far as to declare the police regulations of the city of Macon of force over said land, and to alter and amend the 2nd, 6th, 21st, 22nd, and 34th sections of an Act entitled an Act to alter and amend the several Acts incorporating the city of Macon, approved December 27th, 1847, so far as to change the time of holding the city elections in Macon, and to amend the Act passed the 22nd day of February, 1850, relating to the election of Marshal and Deputies for said City ;

An Act to authorize the Central Railroad and Banking Company of Georgia to lease and work such Railroads as now connect, or may hereafter connect with the Central Railroad, and to authorize the Boards of Directors of such Railroad Companies as now have, or may hereafter have their respective Railroads connecting with the said Central Railroad, to make leases thereof for a term of years, or during the continuance of their respective charter ;

Also, an Act to change the name of Margaret Jane Brooks to that of Margaret Jane Chappel, and to make her the heir at law of John B. and Margaret W Chappel ;

Also, an Act to incorporate the Indian Spring Railroad Company ;

Also, an Act to regulate the Supreme Court, and the Superior Courts of this State, and for other purposes, and to relieve suitors in the Supreme Court, and to change the Districts, times, and places of holding the Supreme Courts ;

Also, an Act to confer certain privileges upon certain persons therein named, and for other purposes ;

Also, an Act to amend the Acts incorporating the South Western Railroad Company, &c. ;

Also, an Act to authorize the levying of a tax to build a jail in Union county ;

Also, an Act to amend the several Acts heretofore passed incorporating the Brunswick and Florida Railroad Company, and the several Acts amendatory thereto ;

Also, an Act in relation the issuing of change bills, and private banking, for the punishment of the same, and to authorize the banks of this State to issue bills of certain denominations, &c. ;

Also, an Act to amend an Act to incorporate the New York and Savannah Steam Navigation Company ;

Also, an Act for the relief of J. B. Crawford ;

Also, an Act to appoint Trustees for the Camden county Academy ;

Also, an Act to amend the several Acts incorporating Oglethorpe University, and to appoint additional Trustees.

The minority of the Committee to whom was referred the message of the Governor relative to the suit instituted by Florida against Georgia, in the Supreme Court of the United States, to determine the boundary between the two States, have had the same, with the accompanying documents, under consideration, and submit the following Report :

The only point in controversy between the state of Georgia and the state of Florida, in relation to the boundary between them, is the Eastern terminus, or point of departure, at the *head* of the St. Mary's River. The Western terminus of this line—the junction of the Flint and Chattahooche Rivers—is agreed upon.

Florida claims that a point near Ellicot's Mound, situated near the Okefenoke Swamp, is the point fixed by the Treaty between Spain and the United States, in 1795, by Commissioners Ellicot, on the part of the United States, and Minor, on the part of Spain, who were appointed according to a provision of the Treaty, to mark the boundary between certain fixed points, one of which was the *head* of the St. Mary's River.

After the time had expired which was fixed by the Treaty, Ellicot and Minor went up the St. Mary's River, landed, and finally fixed upon the point now claimed by Florida, as the head of the St. Mary's, and the consequent Eastern terminus of the boundary line.

But, 1st, the facts which these Commissioners state, show that this Swamp is not only not the *head* of the St. Mary's River, but it is not one of the common *sources* of said River. It receives no water from thence, except in wet seasons, when the Swamp overflows, and runs through small drains, into the branches of the St. Mary's ; and at other seasons, they are entirely dry.

2nd. The point fixed by Ellicot and Minor was not only not fixed in point of fact, as directed by the Treaty, or according to the time limited by the Treaty, but there is no evidence that it was even officially reported to, or officially recognized by either the United States Government or the Court of Spain, or that it was even attached to the Treaty, or made or considered a part of it.

3rd. The language of our own Constitution, describing this boundary line, is in the language of the Treaty of boundary with Spain : from the juncture of the Chattahoo-



chee with the Flint River, "straight to *the head of St. Mary's River, and thence along the middle of St. Mary's River*, to the Atlantic Ocean;" and this language precludes the idea of a morass, or of drains and gullies, which are sometimes dry. The evident meaning is, the point where the River St. Mary's is a well defined stream. This is the *head*; and any other construction would make nonsense of the words: and "thence along the middle of the St. Mary's River," &c.

The state of Florida has instituted a suit in the Supreme Court of the United States, against the state of Georgia, to recover the territory in dispute between the two States, and to fix the boundary.

We cannot recognize the authority of the United States Court, or of any other power but the people of Georgia, to change the Constitution of the State with reference to her boundary, or to determine the limit of the territory over which she shall exercise her Constitutional jurisdiction and sovereignty.

But as the state of Florida has chosen that Court as the arbitration of our differences with regard to the boundary between the two States, entertaining as we do the utmost confidence in the ability and integrity of the Court, and desiring that this question of boundary should be amicably and equitably settled, with as little delay as is consistent with such a settlement, we do not hesitate to recommend that the Governor be instructed to employ such counsel as he may deem necessary to defend the rights of the state of Georgia, respecting the said boundary, before the said Court, as a tribunal selected by Florida, and accepted by this General Assembly, with the distinct understanding, that the decision of the Court shall be ratified by a change of the Constitution of this State, recognizing the boundary which may be determined by the Court, before said decision shall be binding, or take effect in this State.

The questions proper to be determined are:

1st. Has the boundary between Georgia and Florida been fixed according to the Treaty between the United States and Spain?

2nd. What is the true meaning of the language of the Treaty of 1795 with Spain: "*the head of the St. Mary's River, and thence along the middle of the St. Mary's River*;" and how is the "head" of the River, in the above connection, to be determined?

We concur in the resolution of the majority, limited by the conditions mentioned, and the principles laid down in the Report.

Mr. Erwin, of Forsyth, from the Committee on Enrolment, reports as duly enrolled, and ready for the signa-

ture of the Speaker of the House of Representatives, the following Acts, to wit :

An Act to provide for the education of the poor ;

Also, an Act to incorporate the town of Jefferson, in Jackson county ; to incorporate the proprietors of the city of Brunswick, in the county of Glynn ; to confer certain powers upon the Mayor and Council of Columbus ; and to amend the 7th section of the Act of December 30th, 1837, incorporating the city of Milledgeville ;

Also, an Act to reduce the bond of the Sheriff of Muscogee county, and for other purposes ;

Also, an Act to incorporate the Satilla Plank Road Company.

The following Message was received from the Senate, by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has agreed to a Resolution authorizing his Excellency, the Governor, to draw his warrant in favor of James M. Calhoun, for ninety dollars, appropriated by this General Assembly to Jesse C. Farrer ; to which they ask the concurrence of the House of Representatives ;

The Senate has also concurred in a Resolution of the House of Representatives, authorizing W. T. Price and Samuel Farris to draw and receipt for the Poor School Fund going to the respective counties of Floyd and Walker, with an amendment, to which they ask the concurrence of the House of Representatives.

The Senate has concurred in the following Resolutions of the House, to wit :

A Resolution authorizing James L. Seward to receive money appropriated by this General Assembly to William McLendon and Elias James, for arresting James Williams, charged with murder ;

Also, a Resolution requesting the Governor to have collected all arms received by volunteer companies, which companies have been disbanded.

Mr. Shewmake offered a Resolution authorizing the Governor to draw his warrant on the Treasury for the amount of Poor School Fund coming to the county of Burke, and that Jos. A. Shewmake, a member of the Inferior Court, be allowed to receive the same ; and also to authorize the Governor to draw his warrant on the Treasury in favor of John F. Moreland, for the Poor School Fund of Heard county ; and the same was taken up and agreed to.

The following Message was received from the Senate, by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has agreed to the Memorial in relation to certain claims of Georgia and Alabama, against the General Government.

The Senate has concurred in a Resolution authorizing the Surveyor General to deliver to H. W. Cannon certain books ;

Also, a Resolution requesting our Senators and Representatives to use their efforts to have established certain mail routes ; also, a Resolution requesting the Governor to deliver to the Georgia Historical Society certain books ;

Also, a Resolution requesting the Governor to obtain for the Savannah Volunteer Guards one hundred muskets ;

Also, a Resolution ordering the printing of an additional number of the Laws and Journals ;

Also, a Resolution in regard to certain mail routes, with an amendment, to which they ask the concurrence of the House ;

Also, in the Report of the Committee in relation to the securities of John R. Anderson ;

The Senate has also concurred in a Resolution of the House of Representatives, in relation to the defending of the suit brought in the Supreme Court, by the state of Florida, against the state of Georgia, in relation to the Southern boundary of this State, with an amendment, to which they ask the concurrence of the House of Representatives ;

Also, a Resolution requesting the Governor to have published certain Acts, with an amendment, to which they ask the concurrence of the House ;

Also, a Report from the Committee on the Military, in relation to establishing a depot for arms, in Augusta.

The Senate has concurred in the Resolutions of the House in relation to the Memorial of the Select and Common Council of the city of Philadelphia, with an amendment, to which they ask the concurrence of the House.

Mr. McComb offered a Resolution allowing the Recording Clerk twenty days for bringing up the Records.

The same was taken up and agreed to.

Mr. Carr, of Scriven, offered a Resolution in reference to sending delegates to the National Democratic Convention, to be held on the 1st of June next, in the city of Baltimore ; and the same was taken up and postponed indefinitely.

The House took up the message of the Senate in relation to its amendments to the Resolution of the House in relation to a mail route from Eden to Edward's Bridge, and agreed thereto.

The House took up the message of the Senate in relation to the amendments to the Resolution of the House, in relation to the suit brought by the state of Florida in the Supreme Court, in relation to the Southern boundary of this State, and concurred therein.

The following Resolution of the Senate was then taken up and concurred in, to wit :

Whereas, the General Assembly now in session appropriated ninety dollars to be paid to Jesse C. Farrer, as Secretary of the Commissioners of the Western and Atlantic Railroad :

Be it therefore *Resolved*, by the Senate and House of Representatives of the state of Georgia, in General Assembly met, that his Excellency the Governor be, and he is hereby authorized to draw his warrant on the Treasury, in favor of James M. Calhoun, for said ninety dollars, and that said Calhoun be authorized to receive and receipt for the same.

The House took up the Message of the Senate in relation to its amendments to the Resolution of the House requiring the Governor to publish certain Acts of this General Assembly, and concurred therein.

The House took a recess until until 2½ o'clock, P. M.

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HALF-PAST 2 O'CLOCK, P. M.

The House met, pursuant to adjournment.

Mr. Erwin, of Forsyth, offered a Resolution authorizing the Governor to draw his warrant in favor of Arthur Erwin, Representative from the county of Forsyth, for the amount of Poor School Fund due to said county ; and the same was taken up and agreed to.

Mr. Erwin, from the Committee on Enrolment reports as duly enrolled the following Acts, originating in the Senate, as ready for the signature of the Speaker of the House of Representatives, to wit :

An Act to amend an Act to incorporate the Muscogee Asylum for the poor, &c. ;

Also, an Act to incorporate the village of Cave Spring, in the county of Floyd ;

Also, an Act to incorporate Carrollton Chapter, No. 22, Carrollton, Carroll county, Georgia ;

Also, an Act to alter and repeal an Act passed 26th of December, 1837, consolidating the Academic and Common School Fund, and the Acts in relation thereto, so far as relates to the county of Lowndes, and for other purposes ;

Also, an Act to legalize and make valid any process heretofore signed by any deputy clerks, or which may hereafter be signed by them ;

Also, an Act amendatory of the Statute of Limitations ;

Also, an Act to amend an Act to lay off and divide the State into eight Congressional Districts, and to point out

the mode of electing members to Congress in each District, &c., so far as to reorganize said Districts;

Also, an Act to authorize the Ordinaries of Wayne, Bulloch, and Montgomery counties to keep their offices at their own residences;

Also, an Act to authorize the Justices of the Inferior Court of Cobb county to cause a new Court House to be built in said county, &c.;

Also, an Act to amend the Road Laws of this State, so far as concerns persons constantly employed in conducting transportations, and repairing tracks, upon the different railroads in this State;

Also, an Act to incorporate the Albany Bridge Company, and for other purposes;

Also, an Act to alter and change the name of Robert Fenn, formerly of Clarke, now Wilkinson county, to that of William Robert Fenn; also, the name of William O'Neal, of Lowndes county, to that of William Lindsey; and to legitimatise and change the name of certain persons therein named;

Also, an Act to alter and amend an Act approved December 22nd, 1847, to compensate the Grand and Petit Jurors of Campbell county, and to authorize the Justices of the Inferior Court to levy an extra tax for that purpose;

Also, an Act to authorize Robert C. McCulloch, of the city of Griffin, and county of Spalding, to practice medicine upon the Dutch and Indian system of practice, and to charge therefor; and to allow Baley Kerby, of Rabun county, to practice medicine, and to charge the same;

Also, an Act to authorize the Inferior Court in Lee county to build a Court-house and Jail, at Starkville, the present county site of said county, and for other purposes therein named;

Also, an Act to incorporate the Lawrenceville Manufacturing Company;

Also, an Act to add an additional section to the Act supplementary to the Act for the appointment of county officers, approved December 4th, 1799.

Also, an Act to change, alter, and fix the time of holding the Inferior Court of the county of Early;

Also, an Act to incorporate the Mount Zion Academy, in the county of Murray, and the Hawkinsville Academy, and appoint Trustees therefor, and the Fort Valley Female Seminary, or High School;

Also, an Act to incorporate the town of Marietta, in the county of Cobb, and also to enlarge the boundary of said town, and incorporate the same, under the name of the city of Marietta, and to provide for the election of a Mayor, and City Council men, and such other officers as

may be required, and confer upon them specified powers, and for other purposes therein mentioned ;

Also, an Act to incorporate the Culloden Railroad, with powers to construct a Railroad from the town of Culloden, in Monroe county, to the town of Barnesville, in Pike county, and there to connect with the Macon and Western Railroad, and to confer all powers necessary to effect said object ;

Also, an Act to exempt certain citizens of Pike county from the performance of militia duty, in certain cases, and upon certain conditions, and also to encourage volunteer companies in said county, and for other purposes ;

Also, an Act to amend the Acts incorporating and granting corporate powers to the town of Bainbridge, in the county of Decatur, and to amend an Act incorporating the town of Cassville, assented to 27th of December, 1843 ;

Also, an Act to authorize the Mayor and Councilmen of the city of Atlanta, and the Mayor and Councilmen of the city of Rome, to levy and collect a tax within the corporate limits of the said cities ;

Also, an Act to create a new precinct in the county of Warren, to be called Bermuda, and for other purposes ;

Also, an Act to revive and continue in force an Act to make permanent the public buildings at the town of Chattooga, in Walker county, and to incorporate said town ;

Also, an Act to incorporate the Griffin Collegiate Seminary for young ladies, and to appoint Trustees for the same ;

Also, an Act to authorize the Justices of the Inferior Court of Dade county to levy and collect an extra tax ;

Also, an Act to amend and continue in force an Act to amend the several Acts in relation to issuing of head-right grants in this State, so as to extend the time for taking out said grants until the 25th December, 1862 ;

Also, an Act to prescribe certain rules and regulations to be observed by the several railroad companies in running engines upon their respective tracks, and annex a penalty for the violation of the same ;

Also, an Act to relieve Robert H. Dixon, of Talbot county, from the operations and effect of an Act entitled an Act to regulate the returns of executors, administrators, and guardians, approved 22nd of February, 1850, so as to prevent a forfeiture of his commissions as administrator of the estate of A. Bedell ;

Also, an Act to amend an Act to incorporate the town of Americus, in Sumpter county, assented to the 22d day of December, 1832.

The following message was received from the Governor by Mr. Hood, his Secretary :

MR. SPEAKER :—The Governor has approved and signed the following Acts, to-wit :

No. 277. An Act to authorize the Governor of the State of Georgia to issue a Grant for a certain Lot of Land therein mentioned, to Zadoc Bonner, upon the conditions therein specified ;

No. 278. An Act to pardon James Mouchet, convicted of murder on circumstantial evidence ;

No. 279. An Act to amend an Act entitled an Act to exempt from levy and sale under execution, certain property therein mentioned, assented to December 11th, 1841, and to extend the provisions of the same ;

No. 280. An Act to amend an Act to authorize certain Commissioners to raise by lottery, a fund for the erection of monuments to the memory of Greene and Pulaski, in the city of Savannah, passed December, 1837, and the original Act, of which the same is an amendment. ;

No. 281. An Act to prescribe the rate of tax which shall be paid by the Macon and Western Railroad, and the Rome Branch Railroad Companies, and the manner and time of giving in and paying the same ;

No. 282. An Act to amend road laws of this State, so far as respects the counties of Columbia and Jefferson ;

No. 283. An Act to incorporate the Lawrenceville Railroad Company ;

No. 284. An Act to repeal the ninth and nineteenth sections of an Act incorporating the Gainesville Railroad Company, approved December 28th, 1847, and for other purposes therein mentioned ;

No. 285. An Act to secure the property of minors against the mismanagement of their Guardians, by requiring bond and security ;

No. 286. An Act to alter and straighten the line between the counties of Jasper and Newton, so as to include the premises of Obadiah Fielder, A. S. Bell, Aaron Parker, William Pope, S. Conway, D. M. Bell, Christopher Fincher, and Andrew J. Sinclair, in the county of Newton, and to alter the line between the counties of Gordon and Floyd, and the line between the counties of Wilkes and Lincoln, and the line between the counties of Polk and Paulding ;

No. 287. An Act to render valid all records made, or other official acts done, in certain cases therein specified ;

No. 288. An Act to authorize George L. Bird, and others, to practice physic on the Homœopathic system, and for other purposes ;

No. 289. An Act to amend an Act entitled an Act to alter and amend the several Acts in relation to itinerant traders, and to prescribe the mode of their obtaining licenses, approved, November 27th, 1845, so far as to in-

crease the tax on said itinerant traders, in the counties of Pike, Franklin, Sumter and Stewart; also, to prevent the issue of license to peddle to any other than citizens of the United States, for any county in this State, except Bulloch;

No. 290. An Act to authorize Elijah J. Dupree, of the county of Paulding, a minor, to transact his own business in the same manner, and subject to the same responsibilities as though he was of full age, and for other purposes;

No. 291. An Act to authorize the Superior Court of Baker county to be held at such time as may be necessary to do the business, and to regulate the service of Jurors in said county;

No. 292. An Act to authorize a grant to issue to William P Hightower, of Campbell county, for fraction No. 151, 8th district of originally Coweta now Campbell county; and also, a grant to issue to Jefferson Allford, of the county of Upson, for fraction No. 2, 1st district formerly Troup, now Meriwether county;

No. 293. An Act to authorize the Rock Island Factory of Muscogee county, the Augusta Machine Works, by their proper officers, the Coweta Falls Manufacturing Company, the Howard Factory, and all other Manufacturing Companies in the State, to issue and sell the bonds of the Companies, and secure the same, and for other purposes therein named;

No. 294. An Act to incorporate the Dade county Turnpike Company, and to grant certain privileges to the same;

No. 295. An Act to authorize William McKinney, Thomas Kelly, and H. W Cannon, to appoint some fit and proper person, in lieu of O. T. Dickerson, should they deem such a course necessary, to survey the 1st and 2nd districts of Rabun county;

No. 296. An Act to amend the laws regulating the village of Sparta, in the county of Hancock; also, to authorize the City Council of Augusta to make a donation to the Augusta Orphan Asylum, and to incorporate and confer certain powers on said association;

No. 297. An Act to amend the several Acts in relation to issuing grants on head-rights in this State, so far as to extend the time for granting the same until the 25th of December, 1853; also, to make valid certain surveys and grants therein specified;

No. 298. An Act to amend an Act to authorize the Savannah and Albany Railroad Company to make and use a plank road and branches in connection with their Railroad and branches, or in lieu thereof, approved February 21st, 1850, so as to authorize the construction of McAdamized, graded, or plank roads, and for other purposes therein named;

No. 299. An Act to appropriate and refund to Joseph



Marshall, Tax Collector of Decatur county, a certain sum of money therein named, and to reimburse money to Uriah Smith, for overpayment of taxes ;

No. 300. An Act to amend the several Acts incorporating Oglethorpe University, and to appoint additional Trustees ;

No. 301. An Act to incorporate the Baptist Church at Lexington, Oglethorpe county, and other Churches and Camp-Grounds therein named ; also, to incorporate certain Academies therein named ; certain Lodges of Masons and Odd Fellows, and Divisions of Sons of Temperance, and to establish a ferry on Flint river, and to incorporate certain other associations therein named ;

No. 302. An Act to incorporate the town of Jefferson, Jackson county ; to incorporate the proprietors of the city of Brunswick, in the county of Glynn ; to confer certain powers upon the Mayor and Council of Columbus, and to amend the seventh section of the Act of December 30th, 1837, incorporating the city of Milledgeville ;

No. 303. An Act to reduce the bond of the Sheriff of Muscogee county, from forty thousand dollars, to twenty-five thousand dollars, and to extend the provisions of an Act entitled an Act to allow certain fees to the Sheriffs of Chatham county, approved January 18th, 1850, to the Sheriff of Muscogee county ;

No. 316. An Act to appropriate money to compensate certain persons therein named, for pursuing and arresting James Williams, who is charged with the offence of murder, and to reimburse said persons for expenditures in having said James Williams committed to Jail, and to appropriate a sum of money to pay John Mullins, a reward paid by him for the arrest of Alfred Crawford ;

Also, a Joint Resolution requesting the Governor to have distributed amongst the several counties, the Journals of the State Convention of December, 1850, in pursuance of a Resolution of said Convention.

Mr. Brinson offered a Resolution authorizing the Governor to draw his warrant on the Treasury in favor of P. B. Connally, for the amount of Poor School fund due to Jefferson county ;

The same was taken up and agreed to.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER :—The Senate has concurred in the Resolution of the House to authorize the Governor to have additional copies of the Laws and Journals printed for certain purposes ;

Also, a Resolution to authorize the Governor to draw his warrant in favor of Joseph Shewmake and John F.

Moreland, for the Poor School fund of Burke and Heard counties ;

Also, a Resolution to authorize the Governor to draw his warrant for the Poor School fund of Forsyth county, and Arthur Erwin be authorized to receive and receipt for the same.

Mr. Erwin, of Forsyth, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following Acts, to-wit :

An Act to alter and amend an Act entitled an Act to alter and amend an Act for the better regulation of the town of Monticello, in the county of Jasper, and to authorize the Commissioners of the town of Forsyth to pay a Marshal ;

Also, an Act to provide for the education of the poor.

The following message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER : The Senate has concurred in the Resolution of the House, to authorize the Governor to draw his warrant in favor of P. B. Connally, for the Poor School Fund of Jefferson county.

Mr. Erwin, of Forsyth, from the Committee on Enrollment, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, originating in the Senate, to wit :

An Act to incorporate the Coosa and Chattooga River Railroad Company ;

Also, an Act to change the times of holding the Superior Courts of the counties of Taliaferro, Madison, and Elbert, and the Inferior Court of the county of Heard ;

Also, an Act to incorporate the city of Columbus, and to prescribe the powers and duties of the City Guard ;

Also, an Act to require persons applying for a writ of *habeas corpus ad subjiciendum*, in any State case, to give the prosecutor notice of the time and place when said application will be heard ;

Also, an Act to authorize the Commissioners of public roads, of Chatham county, to shut up permanently the creek between White Marsh and Oatlands Islands, and to exempt the people from Skidaway Island, in said county, from road duties, for one year, and their hands ;

Also, an Act to confer upon the Justices of the Inferior Court, of the counties of Carroll, Hall, and Lee, the powers of examing and allowing Tax Collectors' Insolvent Lists ;

Also, an Act to revive and make of force an Act to incorporate the Thomaston and Barnesville Railroad Company, with power to construct a Railroad from some point on the Monroe Railroad, at or near Barnesville, in Pike

county, to the town of Thomaston, in Upson county, and to punish persons who may wilfully injure the same, and to confer all corporate powers necessary to effect said object; assented to December 23rd, 1839;

Also, an Act to incorporate an Institution for the promotion of moral and theological information, embracing common school education, arts, sciences, law, and medicine, with apparatus, books, maps, charts, printing establishments, &c., to be styled a Southern Liberal Institution, at Griffin, in the county of Spalding.

The following message was received from the Senate by Mr. Glenn, their Secretary:

MR. SPEAKER: The Senate has appointed a Committee of three, consisting of Messrs. Anderson, Cone, and McCune, to join such Committee as may be appointed by the House, to wait on his Excellency, the Governor, and inform him that both branches of the Legislature are now ready to adjourn, and to ascertain whether he has any further communication to lay before the General Assembly, or either branch thereof, and respectfully ask the House to do the same.

The following message was received from the Senate by Mr. Glenn, their Secretary:

MR. SPEAKER: The Senate has agreed to a Resolution requesting his Excellency, the Governor, to have published with the Laws such resolutions only of a general nature.

The Resolution of the Senate requiring the Governor to have certain laws published, was taken up and agreed to.

Mr. Dawson, from the Enrolling Committee, reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following Acts, originated in the Senate, to-wit:

An Act to prevent the evading of tolls, on the plank roads in the state of Georgia;

Also, an Act to authorize the City Council of Columbus to loan the bonds of said Corporation for seventy-five thousand dollars, to the Muscogee Railroad Company;

An Act to incorporate the LaGrange Steam Mill Company, and for other purposes;

An Act to compel persons owning five thousand acres of land, lying in the counties of Decatur, Clinch, and Rabun, to give in and pay taxes for the same, in said counties;

An Act to open and construct a Railroad, from the terminus of the North Carolina Railroad, at or near the locust stake, at or near the line, and thence to the most practicable route, by way of Clayton, in Rabun county, to intersect the South Carolina Railroad, at Anderson Court-house;

Also, an Act to legalise the adjournment of Decatur and Baker Superior Courts ;

Also, an Act to incorporate the city of Oglethorpe, and to alter and amend an Act to incorporate the town of Oglethorpe, in the county of Macon ;

Also, an Act to incorporate a Bank, in the city of Columbus, to be called the Manufacturers' and Mechanics' Bank, of Columbus ;

Also, an Act to alter the times of holding the Superior Courts in the Flint and Coweta Districts, and to fix the times of holding the Inferior Courts in the counties of Upson, Pike, and Spalding ;

Also, an Act to incorporate the Henderson and Marthasville Plank Road and Turnpike Company.

The following Message was received from the Senate by Mr. Glenn, their Secretary :

MR. SPEAKER : I am directed by the Senate to inform the House that they have completed the business of the session, and are now ready to adjourn, *sine die*.

On motion of Mr. Morehouse, Messrs. Harris, of Clarke, Milledge, and Tift were appointed a Committee on the part of the House, to join the Committee appointed on the part of the Senate, to wait upon his Excellency, the Governor, and inform him that the General Assembly have gone through with the business of the session, and are now ready to adjourn ; and ascertain whether he had any further communication to lay before either branch thereof.

Mr. Harris, of Clark, from the Committee, having reported that they had performed the duty assigned them, and received for answer that his Excellency, the Governor, had no further communication to make to the General Assembly, and that it is his pleasure for both Houses to adjourn, when it is their will so to do.



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